

FEDERAL REGISTER



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Regulations

TITLE 7—AGRICULTURE

Chapter VII—Agricultural Adjustment Agency

[ACP-1941-19]

PART 701—AGRICULTURAL CONSERVATION PROGRAM

SUBPART C—1941

Pursuant to the authority vested in the Secretary of Agriculture under sections 7 to 17, inclusive, of the Soil Conservation and Domestic Allotment Act, as amended, the 1941 Agricultural Conservation Program, as amended,¹ is further amended as follows:

1. Section 701.201 (c) (8) is amended to read as follows:

§ 701.201 *Allotments, yields, productivity, indexes, payments, and deductions.* * * *

(c) *Peanuts.* * * *

(8) *Deduction.* \$30.00 per ton of the normal yield for the farm for each acre of peanuts for market in excess of its peanut acreage allotment less the acreage, if any, by which the farm cotton acreage allotment (or an erroneously issued cotton allotment when such allotment is used for determining performance in accordance with § 701.210, paragraph (g)) exceeds the acreage planted to cotton on the farm, but not to exceed the maximum peanut payment computed for the farm unless the county committee determines that the producer failed to show the disposition of any peanuts grown on the farm, or failed to pay the penalty due upon any excess peanuts under the marketing quota program: *Provided*, That nothing in this subparagraph shall be construed as reducing the acreage of excess peanuts upon which deduction is computed even though the amount of the deduction is reduced to the maximum computed peanut pay-

ment: *Provided further*, That no deduction will be made if the acreage of peanuts for market on the farm is one acre or less.

2. Section 701.201 (g) (6) (ii) is amended to read as follows:

(g) *Commercial vegetables.* * * *
(6) *Deduction.* * * * (ii) (Farms in the commercial vegetable counties in non-vegetable allotment areas having a special crop acreage allotment other than a wheat allotment on a non-wheat allotment farm) \$20.00 per acre of land devoted to commercial vegetables in excess of the larger of the usual acreage of commercial vegetables determined for the farm or three acres.

3. Section 701.201 (k) (6) is amended to read as follows:

(k) *Miscellaneous.* * * *
(6) *Minimum acreage of erosion-resisting crops.* In New Jersey, New York, and Pennsylvania, except counties in the commercial corn area, and in other counties, groups of counties, or States, upon recommendation of the State committee and approval of the Agricultural Adjustment Agency, a deduction of \$5.00 shall be made for each acre by which the acreage of erosion-resisting crops and land uses on the farm is less than the required acreage of such crops and land uses. Such deduction shall be made in the case of farms for which a special soil-depleting acreage allotment (other than a commercial vegetable allotment or a wheat allotment on a non-wheat allotment farm) is determined. The required acreage of erosion-resisting crops and land uses shall be a percentage of the cropland on the farm equal to the percentage obtained by dividing the acreage of cropland in the county, group of counties, or State which is in excess of the total soil-depleting allotment under the 1940 program for such area by the total acreage of cropland on all farms in the area or, where such percentage is not available, a comparable percentage determined by the Agricultural Adjustment Agency, but in no case will the required acreage of erosion-resisting crops and land uses be less than 15 percent nor more than 30 percent of the cropland on the farm: *Provided*, That the provisions

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¹ 5 F.R. 2915, 4796, 4888; 6 F.R. 33, 37, 849, 2049, 2883, 3791, 4269, 4486, 4881, 5713; 7 F.R. 2415, 5071, 6158.



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contained in this subparagraph are not applicable in counties designated by the regional director on recommendation of the State committee as counties in which the production of feed for livestock has been seriously reduced by drought. Erosion-resisting crops and land uses for any county or State shall be determined by the State committee, with the approval of the Agricultural Adjustment Agency, and may include only cropland which is devoted in the program year to one or more of the following crops or uses:

Biennial or perennial legumes.
Perennial grasses.
Lespedeza.
Crotalaria.
Ryegrass.
Green manure crops.
Cowpeas.
Natal grass.
Winter legumes.
Soybeans.
Peanuts hogged off.
Sweet clover.
Fall seeded small grains not classified as soil-depleting.
Velvet beans.
Forest trees.
Fallow rice land.
Land on which approved terraces are constructed and no soil-depleting crop is grown.

Such acreages may be planted on land from which a soil-depleting crop is harvested under the 1941 program, but acreages of these crops interplanted with soil-depleting row crops shall not be counted.

Where all or a part of the cropland on a farm has been acquired for the purposes of the national war effort, the county committee, in accordance with instructions issued by the Agricultural Adjustment Agency, may waive all or any part of the requirements of this subparagraph.

4. Section 701.201 (k) (7), and (8) are amended by adding at the end thereof the following:

(7) *Minimum soil-building performance.* * * *

Where all or a part of the cropland on a farm has been acquired for the purposes of the national war effort, the county committee, in accordance with instructions issued by the Agricultural Adjustment Agency, may waive all or any part of the requirements of this subparagraph.

(8) *Minimum acreage of non-depleting land uses.* * * *

Where all or a part of the cropland on a farm has been acquired for the purposes of the national war effort, the county committee, in accordance with instructions issued by the Agricultural Adjustment Agency, may waive all or any part of the requirements of this subparagraph.

Done at Washington, D. C., this 28th day of October 1942. Witness my hand and the seal of the Department of Agriculture.

[SEAL] GROVER B. HILL,
Assistant Secretary of Agriculture.

[F. R. Doc. 42-11023; Filed, October 29, 1942; 11:00 a. m.]

[ACP-1942-15]

PART 701—AGRICULTURAL CONSERVATION PROGRAM

SUBPART D—1942

Pursuant to the authority vested in the Secretary of Agriculture under sections 7 to 17, inclusive, of the Soil Conservation and Domestic Allotment Act, as amended, the 1942 Agricultural Conservation Program, as amended,¹ is further amended as follows:

1. Section 701.301 (c) is amended by deleting item (6) thereof.

2. Sec. 701.301 (g) (5), (6) and (8) are amended to read as follows:

§ 701.301 *Allotments, yields, grazing capacities, payments and deductions.* * * *

(g) *Wheat.* * * *

(5) "Non-wheat-allotment farm" means any farm (i) for which no wheat allotment is determined; (ii) for which a wheat allotment of 15 acres or less is determined and the acreage planted to wheat exceeds the allotment by 10 percent or more; (iii) in the East Central Region and in the Southern Region except Texas and Oklahoma, from which no wheat is sold from the farm and the acreage of wheat normally harvested for grain or for any other purpose after reaching maturity is not in excess of 3 acres per family living on the farm and having an interest in the wheat crop

¹ 6 F.R. 4111, 5520, 5581, 6472; 7 F.R. 58, 57, 923, 1410, 1825, 2287, 2771, 3148, 4509, 5035, 7874.

grown thereon and the county committee approves, in accordance with instructions issued by the Agricultural Adjustment Agency, the classification of the farm for the purposes of the 1942 program as a non-wheat-allotment farm; or (iv) any farm for which a wheat allotment of more than 15 acres is determined and on which wheat is normally planted for green manure, hay, or pasture, or will be planted for such use in 1942, and the county committee approves, in accordance with instructions issued by the Agricultural Adjustment Agency, the classification of such farm for the purposes of the 1942 program as a non-wheat-allotment farm.

(6) "Acreage planted to wheat" means (i) any acreage of land devoted to seeded wheat (except when such crop is seeded in a mixture designated by the Agricultural Adjustment Agency upon recommendation of the State Committee as a mixture which may reasonably be expected to produce a crop containing such proportions of plants other than wheat that the crop cannot be harvested as wheat for grain or seed); (ii) any acreage of volunteer wheat which reaches maturity provided that, on any farm on which the acreage seeded to wheat does not exceed the farm wheat acreage allotment, the acreage of volunteer wheat will not be regarded as acreage planted to wheat for any producer if (a) he places in farm storage and agrees to hold in storage until it may be marketed free of marketing quota penalty an amount of wheat equal to the smaller of his share of the wheat produced on the farm in excess of his share of the normal production of the acreage allotment, or his share of the normal production of the number of acres by which the sum of the acreage of seeded wheat and the acreage of volunteer wheat which reaches maturity exceeds the wheat acreage allotment; (b) he does not seed in excess of the 1943 wheat acreage allotment on the farm; and (c) his aggregate share of the wheat seeded for 1943 on all farms in the county in which he has an interest in the wheat crop does not exceed his aggregate share of the farm wheat acreage allotments or permitted acreages; provided that for any person who does not comply with the above provisions, the acreage of volunteer wheat which reaches maturity shall be regarded as acreage planted to wheat only for the purpose of determining the acreage on which a deduction should be computed; (iii) any acreage which is seeded to a mixture containing wheat designated under subdivision (i) of this subparagraph on which the crops other than wheat fail to reach maturity and the wheat reaches maturity: *Provided*, That all or any part of any acreage determined by the county committee to have been totally destroyed by any cause beyond the control of the operator may be considered as not having been planted to wheat if it cannot be reseeded and, with prior approval of the county committee, is later replaced by other acreage of seeded or volunteer wheat.

(8) *Deduction*—(i) *Wheat-allotment farms*. Ten times the payment rate for

each acre planted to wheat in excess of the wheat allotment except that for any person who does not comply with the volunteer wheat provisions of § 701.301 (d) (6) (ii) above, the deduction shall be (a) ten times the payment rate for each acre by which the sum of the acreage seeded to wheat and the acreage of volunteer wheat which reaches maturity is in excess of the allotment times his percentage share (applicable if the wheat allotment exceeds 15 acres or if the sum of the acreage seeded to wheat and the acreage of volunteer wheat which reaches maturity is less than 110% of the wheat allotment) or (b) the sum of the wheat payment for the farm and 10 times the payment rate for each acre of wheat harvested in excess of 15 acres times his percentage share (applicable if wheat allotment is 15 acres or less and sum of acreage seeded to wheat and acreage of volunteer wheat which reaches maturity equals or exceeds 110% of wheat allotment): *Provided, however*, That on any farm in the Southern region except Oklahoma and Texas, which comprised more than one farm under the 1941 Agricultural Conservation Program, but which was determined by the county committee after the wheat was seeded for harvest in 1942 to comprise only one farm, the deduction for excess wheat acreage for the combined farm shall not exceed the larger of (1) the deduction which would have been computed had there been no combination for 1942 and (2) the wheat payment for the combined farm.

3. Section 701.302 (f) is amended by striking out the words "during a period of not more than 12 months" as they appear in first sentence thereof.

4. Section 701.303 (a) (4) is amended to read as follows:

§ 701.303 *Division of payments and deductions*—(a) *Payments and deductions in connection with crop acreage allotments and restoration land*. * * *

(4) Notwithstanding any other provisions herein, any deduction computed for failure to comply with the volunteer wheat provisions of § 701.301 (g) (6) shall be considered as a personal deduction for the person who failed to comply.

5. Section 701.309 (e), the last paragraph, is amended to read as follows:

§ 701.309 *General provisions relating to payments*. * * *

(e) *Excess cotton acreage*. * * * Any person who knowingly plants cotton, or causes cotton to be planted, on his farm in 1942 on acreage in excess of the cotton allotment under section 344 of the Agricultural Adjustment Act of 1938 for the farm for 1942 shall not be eligible for any payment whatsoever, on that farm or any other farm, under the provisions of the 1942 program. No person shall be deemed to have knowingly overplanted cotton on his farm if the acreage planted to cotton on the farm in 1942 does not exceed such farm cotton allotment by more than the larger of three acres or three percent of such farm cotton allotment. Any person having an interest in the cotton crop on a farm on

which the acreage planted to cotton in 1942 exceeds such farm cotton allotment by more than the amount specified in the last preceding sentence shall be presumed to have knowingly planted cotton on his farm on acreage in excess of such farm cotton allotment if notice of the farm allotment is mailed to him prior to the completion of the planting of cotton on the farm, unless the farmer establishes the fact that the excess acreage was planted to cotton due to his lack of knowledge of the number of acres in the tract(s) planted to cotton. Such notice, if mailed to the operator of the farm, shall be deemed to be notice to all persons sharing in the production of cotton on the farm in 1942.

Done at Washington, D. C., this 28th day of October, 1942. Witness my hand and the seal of the Department of Agriculture.

[SEAL] GROVER B. HILL,
Assistant Secretary of Agriculture.

[F. R. Doc. 42-11021; Filed, October 23, 1942; 11:01 a. m.]

[RCP-1941-4]

PART 705—RANGE CONSERVATION PROGRAM
SUBPART C—1941

OCTOBER 28, 1942.

Pursuant to the authority vested in the Secretary of Agriculture under sections 7 to 17, inclusive, of the Soil Conservation and Domestic Allotment Act, as amended, the 1941 Range Conservation Program, as amended,¹ is further amended as follows:

Section 705.205 (b) is amended to read as follows:

§ 705.205 *Eligibility for payment*.

(b) *Time and manner of filing application and information required*. Payment will be made only upon application submitted through the county office on or before a date fixed by the regional director, but not later than April 30, 1942, except (1) the timely filing of an application by one person on a ranching unit shall constitute a timely filing on behalf of all persons on that ranching unit, and (2) an application for payment may be accepted if the State committee or its designated representative determines, in accordance with instructions issued by the regional director with the approval of the Administrator, that the failure to file the timely application was not due to the fault of the applicant. Applications filed under subparagraphs (1) and (2) above must be filed before expiration of the period for obligating the appropriation (June 30, 1943).

The Secretary reserves the right (i) to withhold payment from any ranch operator who fails to file any form or furnish any information required with respect to any ranching unit in which such ranch operator is interested, and (ii) to refuse to accept any application for payment if any form or information required is not submitted to the county office

¹ 5 F.R. 2334, 4832; 6 F.R. 850, 3794.

within the time fixed by the regional director.

At least two weeks notice to the public shall be given of the expiration of a time limit for filing prescribed forms, and any time limit fixed shall be such as affords a full and fair opportunity to those eligible to file the form within the period prescribed. Such notice shall be given by mailing the same to the office of each county committee and making copies of the same available to the press.

Done at Washington, D. C., this 28th day of October 1942. Witness my hand and the seal of the Department of Agriculture.

[SEAL] GROVER B. HILL,
Assistant Secretary of Agriculture.

[F. R. Doc. 42-11024; Filed, October 29, 1942;
11:00 a. m.]

[P-1942-2]

PART 741—PARITY PAYMENT REGULATIONS

SUBPART D—1942

By virtue of the authority vested in the Secretary of Agriculture by the item entitled "Parity Payments" contained in the Department of Agriculture Appropriation Act, 1942 (Pub. Law 144, 77th Cong., approved July 1, 1942; 55 Stat. 446), and pursuant to the provisions of sections 301 and 303 of the Agricultural Adjustment Act of 1938, as amended (Pub. Law 430, 75th Cong.; 52 Stat. 38, 45, 7 U.S.C. 1940 ed. 1301, 1303), the 1942 Parity Payment Regulations, as amended,¹ are hereby amended as follows:

1. Section 741.301 is amended to read as follows:

§ 741.301 *Eligibility for payment.* An application for parity payment with respect to a commodity may be made by any person for whom under the provisions of § 741.303, a share of the payment with respect to a commodity may be computed. Applications for payment with respect to a farm may be made for one or more of the commodities listed in § 741.302 hereof prior to determination of performance of all such commodities, in which case the applicant shall agree that, after determination of performance of all such commodities, he will refund all or any part of the payment received by him in excess of that to which he is entitled.

2. Section 741.303 is amended by adding at the end thereof the following new paragraph:

§ 741.303 *Division of payments and deductions.* * * *

Notwithstanding any other provision herein, any deduction computed under these regulations for failure to comply with the volunteer wheat provisions of § 701.301 (g) (6) of the 1942 Agricultural Conservation Program Bulletin shall be considered as a personal deduction for the person who fails to comply.

3. Section 741.306 is amended by adding the following subparagraph (e) at the end thereof:

§ 741.306 *General provisions relating to payments.* * * *

(e) Payments will be made only with respect to farms which are being operated during the 1942 program year: *Provided, however,* That in areas designated by the Agricultural Adjustment Agency as areas in which substantial numbers of farms are determined to be farms on which the farming operations were so far short of full operation that, under such instructions as may have been issued prior to September 1, 1942, they would have been regarded as not operated and, that the shortage of operation was brought about by causes beyond the control of the operators of such farms, payments with respect to such farms may be computed and made for each crop for which parity payments are authorized for 1942 on the basis of the smaller of (1) the acreage allotment for the commodity and (2) 125 percent of the planted acreage of the commodity.

4. Section 741.308 (b) is amended to read as follows:

§ 741.308 *Application for payment.* * * *

(b) If a person makes application for payment with respect to a farm in a county and has the right to receive all or a portion of the crops or proceeds therefrom produced on any other farm in the county for which a deduction could be computed, such person must make application for payment with respect to all such farms. Upon request by the State committee, any person shall file with the State committee such information as it may request regarding any other farm in the State with respect to which he has the right to receive all or a portion of the crops or proceeds thereof or which he rents to another.

Done at Washington, D. C., this 28th day of October 1942. Witness my hand and the seal of the Department of Agriculture.

[SEAL] GROVER B. HILL,
Assistant Secretary of Agriculture.

[F. R. Doc. 42-11017; Filed, October 29, 1942;
11:00 a. m.]

TITLE 26—INTERNAL REVENUE

Chapter I—Bureau of Internal Revenue

Subchapter A—Income and Excess-Profits Taxes [T.D. 5174]

PART 19—INCOME TAX UNDER THE INTERNAL REVENUE CODE

WITHHOLDING UNDER SECTIONS 143 AND 144, AS AMENDED, REGULATIONS 103 AMENDED

In order to conform Regulations 103 [Part 19, Title 26, Code of Federal Regulations, 1940 Sup.], relating to the income tax under the Internal Revenue Code, to sections 101, 108, 109 and 160 (a) of the Revenue Act of 1942 (Pub. Law 753, 77th Cong.), approved October 21, 1942, amending section 143 and section 144 of the Internal Revenue Code, such regulations are amended as follows:

PARAGRAPH 1. There is inserted immediately preceding § 19.143-1 the following:

SEC. 108. WITHHOLDING OF TAX AT SOURCE. (Revenue Act of 1942, Title I.)

(a) Sections 143 (a) and (b) * * * are amended by striking out "27½ per centum" wherever occurring therein and inserting in lieu thereof "30 per centum".

(b) *Limitation on rate of withholding in certain cases.* Section 143 (b) is amended by inserting before the period at the end of the first sentence the following: "Provided further, That the deduction and withholding in the case of interest on bonds, mortgages, or deeds of trust or other similar obligations of a corporation, within the provisions of subsection (a) (1) of this section were it not for the fact that the maturity date of such obligations has been extended on or after January 1, 1934, and the liability assumed by the debtor exceeds 27½ per centum of the interest, shall not exceed the rate of 27½ per centum per annum."

(c) Subsection (a) shall apply only with respect to the period beginning with the tenth day after the date of the enactment of this Act.

SEC. 109. TREATY OBLIGATIONS. (Revenue Act of 1942, Title I.)

No amendment made by this title shall apply in any case where its application would be contrary to any treaty obligation of the United States.

SEC. 160. ALIENS AND FOREIGN CORPORATIONS TREATED AS NONRESIDENTS. (Revenue Act of 1942, Title I.)

(a) (1) Section 143 (a) (1) (relating to withholding of tax on interest from tax-free covenant bonds) is amended by striking out "and not having any office or place of business therein" wherever occurring therein.

(2) Section 143 (b) (relating to withholding of the tax at the source on nonresident aliens) is amended by striking out "and not having any office or place of business therein", by striking out "and not having an office or place of business therein", and by striking out "or has an office or place of business therein".

(4) The amendments made by this subsection shall apply only with respect to the period beginning with the tenth day after the date of the enactment of this Act.

SEC. 101. TAXABLE YEARS TO WHICH AMENDMENTS APPLICABLE. (Revenue Act of 1942, Title I.)

Except as otherwise expressly provided, the amendments made by this title shall be applicable only with respect to taxable years beginning after December 31, 1941.

PAR. 2. Section 19.143-1, as amended by Treasury Decision 5071, approved September 27, 1941, is further amended as follows:

(A) By striking out "27½ percent (16½)" wherever appearing therein and inserting in lieu thereof the following: "30 percent (27½ percent on and after September 30, 1941, and prior to October 31, 1942, 16½)".

(B) By striking from the first paragraph the following: "Under the regulations prescribed pursuant to the tax convention between the United States and Canada, the rate of tax to be withheld at the source has been reduced to 5 percent in the case of residents of Canada. (See paragraph 106 of the Appendix to these regulations.) Such reduced rate is, however, not applicable to income paid on or after April 30, 1941." and inserting in lieu thereof the following: "Under the regulations prescribed pursuant to the tax convention between the United States

¹ 7 F.R. 1013, 3146.

and Canada (ratifications exchanged June 15, 1942) the rate of tax to be withheld at the source has been reduced to 15 percent (except with respect to annuities and pensions which are exempt from tax under the convention) effective June 27, 1942, in the case of residents of Canada. Such tax convention, however, does not affect the rates of the tax prescribed under the prior tax convention with Canada, effective January 1, 1936, and terminated effective April 30, 1941. Under such prior convention, the reduced rate of tax with respect to such income, including annuities and pensions, in the case of residents of Canada, was 5 percent."

(C) By adding the following paragraph as the second paragraph thereof:

Under the provisions of section 143 (b) as amended by section 108 of the Revenue Act of 1942 the rate of tax withheld at the source shall not exceed 27½ percent in the case of interest on bonds, mortgages, or deeds of trust or other similar obligations of a corporation, within the provisions of section 143 (a) (1) were it not for the fact that the maturity date of such obligations has been extended on or after January 1, 1934.

PAR. 3. Section 19.143-3, as amended by Treasury Decision 5071, is further amended by inserting as the last paragraph thereof the following:

Under the provisions of the tax convention between the United States and Canada (ratifications exchanged June 15, 1942) annuities and pensions received on and after January 1, 1941 by individual residents of Canada are exempt from tax and are exempt from withholding with respect to payments of such items made on or after June 27, 1942.

PAR. 4. Section 19.143-7, as amended by Treasury Decision 5103, approved December 13, 1941, is further amended by adding as the fourth sentence of the second paragraph thereof the following:

Every United States withholding agent shall make and file with the collector, in duplicate, an information return on Form 1042B, for the calendar year 1942 and each subsequent calendar year, in addition to withholding return, Form 1042, with respect to the items of income from which a tax of 15 percent was withheld from persons whose addresses are in Canada (5 percent in the case of dividends falling within the scope of paragraph 2 of Article XI of the convention).

PAR. 5. There is inserted immediately preceding § 19.144-1 the following:

SEC. 108. WITHHOLDING OF TAX AT SOURCE. (Revenue Act of 1942, Title I.)

(a) Sections * * * and 144 are amended by striking out "27½ per centum" wherever occurring therein and inserting in lieu thereof "30 per centum".

(b) Limitation on rate of withholding in certain cases. Section 143 (b) is amended by inserting before the period at the end of the first sentence the following: "Provided further, That the deduction and withholding in the case of interest on bonds, mortgages, or deeds of trust or other similar obligations

of a corporation, within the provisions of subsection (a) (1) of this section were it not for the fact that the maturity date of such obligations has been extended on or after January 1, 1934, and the liability assumed by the debtor exceeds 27½ per centum of the interest, shall not exceed the rate of 27½ per centum per annum".

(c) Subsection (a) shall apply only with respect to the period beginning with the tenth day after the date of the enactment of this Act.

SEC. 109. TREATY OBLIGATIONS. (Revenue Act of 1942, Title I.)

No amendment made by this title shall apply in any case where its application would be contrary to any treaty obligation of the United States.

SEC. 100. ALIENS AND FOREIGN CORPORATIONS TREATED AS NONRESIDENTS. (Revenue Act of 1942, Title I.)

(a) Section 144 (relating to payment of corporation income tax at source) is amended by striking out "and not having any office or place of business therein".

(4) The amendments made by this subsection shall apply only with respect to the period beginning with the tenth day after the date of the enactment of this Act.

SEC. 101. TAXABLE YEARS TO WHICH AMENDMENTS APPLICABLE. (Revenue Act of 1942, Title I.)

Except as otherwise expressly provided, the amendments made by this title shall be applicable only with respect to taxable years beginning after December 31, 1941.

PAR. 6. Section 19.144-1, as amended by Treasury Decision 5071, is further amended as follows:

(A) By striking out "27½ percent (16½)" wherever appearing therein and inserting in lieu thereof the following: "30 percent (27½ percent on and after September 30, 1941, and prior to October 31, 1942, 16½)".

(B) By striking from the fourth paragraph "On or after April 30, 1941, no such treaty is in effect." and inserting in

lieu thereof the following: "Under the regulations prescribed pursuant to the tax convention between the United States and Canada (ratifications exchanged June 15, 1942) the rate of tax to be withheld at the source has been reduced to 15 percent effective June 27, 1942 in the case of nonresident corporations organized under the laws of Canada. Dividends paid to such corporations and conforming to the provisions of paragraph 2 of Article XI of such convention are after such effective date subject to withholding at the reduced rate of 5 percent. See Treasury Decision 5157, approved June 27, 1942."

(C) By striking from the fourth paragraph "or has an office or place of business therein" and inserting in lieu thereof the following: "(or, in the case of dividends paid before October 31, 1942, if such corporation is engaged in trade or business within the United States or has an office or place of business therein)".

(D) By adding at the end thereof the following new paragraph:

Under the provisions of section 143 (b) as amended by section 108 of the Revenue Act of 1942 the rate of tax withheld at the source shall not exceed 27½ percent in the case of interest on bonds, mortgages, or deeds of trust or other similar obligations of a corporation, within the provisions of section 143 (a) (1) were it not for the fact that the maturity date of such obligations has been extended on or after January 1, 1934.

PAR. 7. Section 19.144-2, as amended by Treasury Decision 5071, is further amended as follows:

(A) By changing the heading of the third table from "For the period on or after September 30, 1941" to "For the period on and after September 30, 1941 and prior to October 31, 1942".

(B) By adding at the end thereof the following table:

(For the period on and after Oct. 31, 1942)

Classes of taxpayers	Corporate bond interest			Salary or other compensation for personal services	Other fixed or determinable annual or periodical income, including dividends, from sources within the United States
	With tax-free covenant and issued before Jan. 1, 1934		Without tax-free covenant or issued on or after Jan. 1, 1934, with tax-free covenant		
	If corporation assumes over 2 percent of the tax	If corporation assumes not over 2 percent of the tax			
	Percent	Percent	Percent	Percent	Percent
1. Citizen or resident individual, fiduciary, or partnership.....	2	2			
2. Nonresident individual, fiduciary, or partnership.....	2	20	20	20	20
3. Domestic corporation or resident foreign corporation.....					
4. Nonresident foreign corporation.....	2	20	20	20	20
5. Nonresident alien, fiduciary or partnership, resident of Canada, or nonresident corporation organized under laws of Canada.....	2	15	15	15	15
6. Unknown owner.....	2	20	20		(9)

¹ Salary or compensation for personal services rendered in the United States is not subject to withholding in the case of nonresident aliens, residents of Canada or Mexico, who enter and leave the United States at frequent intervals.

² In the case of a resident of Sweden or a corporation or other entity organized under the laws of Sweden the rate with respect to dividends is 10 percent for at least two years beginning Jan. 1, 1942.

³ Interest on any noncorporate security the owner of which is unknown to the withholding agent is subject to withholding at the rate of 20 percent.

⁴ Each rate was effective June 27, 1942. In the case of dividends within the provisions of Article XI-2 of the tax convention between the United States and Canada, the rate is 5 percent.

PAR. 8. Section 19.262-4 as amended by Treasury Decision 5071, is further amended by striking out "27½ percent (16½)" wherever appearing therein and inserting in lieu thereof the following: "30 percent (27½ percent on and after September 30, 1941 and prior to October 31, 1942, (16½)".

(Section 62 of the Internal Revenue Code (53 Stat. 32; 26 U.S.C., Sup. V, 62) and sections 101, 108, 109 and 160 (a) of the Revenue Act of 1942 (Pub. Law 753, 77th Cong.))

[SEAL] GUY T. HELVERING,
Commissioner of Internal Revenue.

Approved: October 28, 1942.

JOHN L. SULLIVAN,
Acting Secretary of the Treasury.

[F. R. Doc. 42-11025; Filed, October 29, 1942;
11:51 a. m.]

Subchapter C—Miscellaneous Excise Taxes
[T.D. 5175]

PART 171—MISCELLANEOUS REGULATIONS
RELATED TO LIQUOR

SUBPART J—FLOOR STOCKS TAXES ON DISTILLED SPIRITS, FERMENTED MALT LIQUORS, AND WINES

Sections 601, 602, 603, and 604 of the Revenue Act of 1942, approved October 21, 1942 (Pub. Law 753—77th Cong.), read as follows:

SEC. 601. EFFECTIVE DATE OF THIS TITLE.

This title shall take effect on the first day of the first month which begins more than 10 days after the date of the enactment of this Act.

SEC. 602. DISTILLED SPIRITS.

(d) *Floor Stocks Tax.*—Section 2800 is amended by inserting at the end thereof the following new subsection:

(j) *1942 Floor Stocks Tax.*—(1) *Tax.* Upon all distilled spirits upon which the internal-revenue tax imposed by law has been paid, and which on the effective date of Title VI of the Revenue Act of 1942, are held and intended for sale or for use in the manufacture or production of any article intended for sale, there shall be levied, assessed, collected, and paid a floor stocks tax of \$2.00 on each proof-gallon, and a proportionate tax at a like rate on all fractional parts of such proof-gallon.

(2) *Returns.* Under such regulations as the Commissioner with the approval of the Secretary shall prescribe, every person required by paragraph (1) to pay any floor stocks tax shall, on or before the end of the thirtieth day following the effective date of Title VI of the Revenue Act of 1942 make a return and shall, on or before the first day of the third month following such effective date, pay such tax. Payment of the tax shown to be due may be extended to a date not later than the first day of the tenth month following the effective date of Title VI of the Revenue Act of 1942, upon the filing of a bond for payment thereof in such form and amount and with such surety or sureties as the Commissioner, with the approval of the Secretary, may prescribe.

(3) *Laws Applicable.* All provisions of law, including penalties, applicable in respect of internal-revenue taxes on distilled spirits shall, insofar as applicable and not inconsistent with this subsection, be applicable in respect of the floor stocks tax imposed hereunder. For the purposes of this subsection the term "distilled spirits" shall include products produced in such manner that the per-

son producing them is a rectifier within the meaning of section 3254 (g).

SEC. 603. FERMENTED MALT LIQUORS.

(b) *Floor Stocks Tax.* Section 3150 is amended by inserting at the end thereof the following new subsection:

(e) *1942 Floor Stocks Tax.*

(1) *Tax.* Upon all fermented malt liquors upon which the internal-revenue tax imposed by law has been paid, and which on the effective date of Title VI of the Revenue Act of 1942 are held by any person and intended for sale there shall be levied, assessed, collected, and paid a floor stocks tax at a rate of \$1 per barrel of 31 gallons.

(2) *Returns.* Under such regulations as the Commissioner with the approval of the Secretary shall prescribe, every person required by paragraph (1) to pay any floor stocks tax shall, on or before the end of the thirtieth day following the effective date of Title VI of the Revenue Act of 1942 make a return and shall, on or before the first day of the third month following such effective date, pay such tax. Payment of the tax shown to be due may be extended to a date not later than the first day of the tenth month following the effective date of Title VI of the Revenue Act of 1942, upon the filing of a bond for payment thereof in such form and amount and with such surety or sureties as the Commissioner, with the approval of the Secretary, may prescribe.

(3) *Laws applicable.* All provisions of law, including penalties, applicable in respect of the taxes imposed by subsection (a) shall, insofar as applicable and not inconsistent with this subsection, be applicable with respect to the floor stocks tax imposed by this subsection.

SEC. 604. WINES.

(c) *Floor stocks.* Subchapter F of Chapter 26 is amended by inserting at the end thereof the following new section:

SEC. 3193. 1942 FLOOR STOCKS TAX ON WINES.

(a) *Floor stocks tax.* Upon all wines upon which the internal-revenue tax imposed by law has been paid, and which on the effective date of Title VI of the Revenue Act of 1942 are held and intended for sale or for use in the manufacture or production of an article intended for sale, there shall be levied, assessed, collected, and paid a floor stocks tax at rates equal to the increases in rates of tax made applicable to such articles by section 604 of the Revenue Act of 1942.

(b) *Returns.* Under such regulations as the Commissioner with the approval of the Secretary shall prescribe, every person required by subsection (a) to pay any floor stocks tax shall, on or before the end of the thirtieth day following the effective date of Title VI of the Revenue Act of 1942 make a return and shall, on or before the first day of the third month following such effective date, pay such tax. Payment of the tax shown to be due may be extended to a date not later than the first day of the tenth month following the effective date of Title VI of the Revenue Act of 1942, upon the filing of a bond for payment thereof in such form and amount and with such surety or sureties as the Commissioner, with the approval of the Secretary, may prescribe.

(c) *Laws applicable.* All provisions of law, including penalties, applicable in respect of the taxes imposed by section 3030 (a) shall, insofar as applicable and not inconsistent with this subsection, be applicable with respect to the floor stocks tax imposed by subsection (a).

Pursuant to the above sections of law, the following regulations are prescribed:

AUTHORITY: §§ 171.90 to 171.101, inclusive, issued under secs. 601-604 of the Revenue Act of 1942 (Public Law 753, 77th Congress).

Distilled Spirits

§ 171.90 *Inventory of distilled spirits.* Each distiller, fruit distiller, proprietor of an industrial alcohol plant, internal revenue bonded warehouse, alcohol bonded warehouse, taxpaid bottling house, and each rectifier, wholesale dealer in liquors, retail dealer in liquors, manufacturer, or any other person, corporation, partnership, or association holding on November 1, 1942, taxpaid distilled spirits, including alcohol and brandy, intended for sale or for use in the manufacture or production of any article intended for sale shall before beginning business on that date prepare an inventory of such taxpaid distilled spirits.

§ 171.91 *Spirits subject to tax.* The following kinds of distilled spirits, among others, are subject to the floor stocks tax of \$2 a proof gallon if taxpaid prior to November 1, 1942, and which on that date are held and intended for sale or for use in the manufacture or production of any article intended for sale:

- (a) Ethyl alcohol.
- (b) Spirits-Grain, Spirits-Cane, and Spirits-Fruit.
- (c) Spirits-Grain Processed, Spirits-Cane Processed, and Spirits-Fruit Processed.
- (d) Whiskey, gin, rum, and brandy.
- (e) Vermouth containing distilled spirits.
- (f) Cocktails containing distilled spirits.

(g) Liqueurs, cordials, and similar compounds containing distilled spirits.

(h) Tequila, okolehao, et cetera.

(i) Distilled spirits of any kind held by any person for use in the manufacture or production of any article intended for sale, regardless of whether the article to be produced is in itself unfit for beverage purposes.

§ 171.92 *Preparation of inventory of distilled spirits.*—(a) *Division into three sections.* The inventory of distilled spirits will consist of three sections as follows:

Section 1. Distilled spirits on the premises of the taxpayer.

Section 2. Distilled spirits owned by the taxpayer and stored elsewhere.

Section 3. Distilled spirits owned by and in transit to or from the taxpayer.

Section 1 will be divided into nine vertical columns designated as follows:

- (a) Kind of spirits.
- (b) Number of cases.
- (c) Number of bottles in each case.
- (d) Size of bottles in case.
- (e) Number of bottles not in cases.
- (f) Size of bottles not in cases.
- (g) Total wine gallons.
- (h) Proof of spirits.
- (i) Total proof gallons.

The distilled spirits shall be listed separately by kinds, that is, there will be a separate listing of alcohol, whiskey, brandy, gin, rum, cordials, liqueurs, cocktails, et cetera. Each kind of spirits will be further segregated according to proof.

(b) *Spirits stored elsewhere or in transit.* Section 2 covering spirits owned by the taxpayer and stored elsewhere on November 1, 1942, and section 3 covering spirits in transit to or from the taxpayer

on November 1, 1942, will contain the same columns as section 1, except that columns (e) and (f), if not applicable, may be omitted. The address of each place of storage for spirits recorded in section 2 should be shown, as well as the serial numbers of all full cases. The means of transportation, name and address of the consignor or consignee, and serial numbers of all full cases should be shown in section 3.

(c) *Spirits in bulk.* Distillers, rectifiers, manufacturers, and other persons holding taxpaid distilled spirits in packages (barrels or drums), tank cars, or in tanks will list such spirits in a separate section, showing the kind of spirits, wine gallons, proof, and proof gallons, the serial number of, and kind of, each container, and the name of the distiller.

Rectifiers holding taxpaid spirits in process of rectification or in bottling or storage tanks will measure and proof the spirits, and show in a separate section of the inventory the number and kind of receptacles containing the spirits, the kind of spirits, wine gallons, proof, and proof gallons.

Fermented Malt Liquors

§ 171.93 *Inventory of fermented malt liquors.* Each brewer, wholesale dealer in liquors, wholesale dealer in wines and malt liquors, retail dealer in malt liquors, retail dealer in wines and malt liquors, retail dealer in malt liquors, and any other person, corporation, partnership or association holding on November 1, 1942, taxpaid fermented malt liquors intended for sale shall before beginning business on that date prepare an inventory of all such taxpaid fermented malt liquors.

§ 171.94 *Malt liquors subject to tax.* The term "fermented malt liquors" shall include, among others, the following, which are subject to the floor stocks tax of \$1 a barrel (31 gallons) if taxpaid prior to November 1, 1942, and which on that date are held and intended for sale:

- (a) Beer
- (b) Ale
- (c) Porter
- (d) Stout
- (e) Lager beer
- (f) Sake

§ 171.95 *Preparation of inventory of malt liquors—(a) Division into three sections.* The inventory of fermented malt liquors will consist of three sections as follows:

Section 1. Malt liquors on the premises of the taxpayer.

Section 2. Malt liquors owned by the taxpayer and stored elsewhere.

Section 3. Malt liquors owned by and in transit to or from the taxpayer.

Section 1 will be divided into two subsections, one to cover packaged or barreled beer, and the other to cover malt liquors in cans or bottles. The first subsection will show separately the number of $\frac{1}{8}$ barrels, $\frac{1}{4}$ barrels, $\frac{1}{2}$ barrels, $\frac{3}{4}$ barrels, and barrels. The total number of such containers will be

shown on the basis of barrels of 31 gallons each.

The second subsection will cover malt liquors in cans or bottles and will be divided into six vertical columns as follows:

- (a) Size of bottles or cans
- (b) Number of cases
- (c) Number of bottles or cans in case
- (d) All other bottles
- (e) Total gallons
- (f) Equivalent in barrels of 31 gallons

(b) *Malt liquors stored elsewhere or in transit.* Section 2 covering malt liquors owned by the taxpayer and stored elsewhere on November 1, 1942, and section 3 covering malt liquors in transit to or from the taxpayer on November 1, 1942, will contain the same columns as section 1. The address of each place of storage for malt liquors recorded in section 2 should be shown; and the means of transportation, name and address of the consignor or consignee of malt liquors in transit should be shown in section 3.

(c) *Malt liquors held by brewers.* Brewers holding taxpaid malt liquors in tanks in the bottling house will measure such liquors and show in a separate sec-

tion the number and kind of receptacle containing the malt liquors, and report the contents in terms of barrels.

Wines

§ 171.96 *Inventory of wines.* Each proprietor of a bonded winery, bonded storeroom or taxpaid bottling house, and each rectifier, wholesale or retail dealer in liquors (including wholesale or retail dealer in wines and malt liquors), manufacturer, or any other person, corporation, partnership or association holding on November 1, 1942, taxpaid wines intended for sale or for use in the manufacture or production of any article intended for sale shall also before beginning business on that date prepare an inventory of all such taxpaid wines.

§ 171.97 *Wines subject to tax.* The term "wines" includes, among others, the following which are subject to the floor stock tax indicated if tax paid prior to November 1, 1942, and which on that date are held and intended for sale or for use in the manufacture or production of any article intended for sale:

Kind	Floor Stocks Tax
(a) Still wines, including vermouth, and all artificial or imitation wines, or compounds sold as still wine, containing:	
(1) Not more than 14% of alcohol by volume.	2 cents a gallon.
(2) More than 14% and not exceeding 21% of alcohol by volume.	10 cents a gallon.
(3) More than 21% and not exceeding 24% of alcohol by volume.	35 cents a gallon.
(b) Champagne and sparkling wines, that is, effervescent wine charged with carbon dioxide resulting from fermentation of the wine in bulk or in the bottle.	3 cents per each one-half pint or fraction thereof.
(c) Artificially carbonated wine, that is, effervescent wine artificially charged with carbon dioxide.	1½ cents per each one-half pint or fraction thereof.

§ 171.98 *Preparation of inventory of wines—(a) Division into parts and sections.* The inventory of wines will be divided into five parts for the separate listing of the five different tax classes as follows:

Part 1. Wines containing not more than 14 per cent of alcohol.

Part 2. Wines containing more than 14 per cent but not exceeding 21 per cent of alcohol.

Part 3. Wines containing more than 21 per cent but not exceeding 24 per cent of alcohol.

Part 4. Champagne and other sparkling wines.

Part 5. Artificially carbonated wines. Each part will consist of three sections as follows:

Section 1. Wines on the premises of the taxpayer.

Section 2. Wines owned by the taxpayer and stored elsewhere.

Section 3. Wines owned by and in transit to or from the taxpayer.

Section 1 will be divided into eight vertical columns which will be designated as follows:

- (a) Kind of wine.
- (b) Number of packages.
- (c) Number of cases.
- (d) Number of bottles in case.
- (e) Size of bottles in case.

(f) Number of bottles not in cases.

(g) Size of bottles not in cases.

(h) Total gallons.

(b) *Wines stored elsewhere or in transit.* Section 2 covering wines owned by the taxpayer and stored elsewhere on November 1, 1942, and section 3 covering wines in transit to or from the taxpayer on November 1, 1942, will contain the same columns as section 1, except that columns (f) and (g), if not applicable, may be omitted. The address of each place of storage for wines recorded in section 2 should be shown. The means of transportation, name and address of the consignor or consignee should be shown in section 3.

(c) *Wines in bulk.* Rectifiers, wholesale dealers in liquors, manufacturers, and other persons holding taxpaid wines in packages (barrels or drums), tank cars, or in tanks will measure and proof the wines, and show in a separate section of the inventory the number and kind of receptacle containing the wine, the kind of wine, the wine gallons, and the per cent of alcohol by volume.

Inventories

§ 171.99 *Identification of inventory.* The inventories of distilled spirits, fermented malt liquors, and wines shall be prepared in duplicate on sheets of paper

not larger than 10½ by 16 inches to be furnished by the taxpayer. Each page of the inventory will be consecutively numbered and identified by showing clearly at the head thereof the name of the individual, firm, or corporation holding the distilled spirits, fermented malt liquors, and wines, the address, the nature of the business, and the kind and serial number of the Federal special tax stamp (if any) held at such address.

Filing of Return and Inventory and Payment of Tax

§ 171.100 *Filing of inventory and return.* Each taxpayer designated in §§ 171.90, 171.93 and 171.96 shall make a return on Form 758 (Revised 1942), in triplicate, for each place where distilled spirits, fermented malt liquors, or wines are held. However, one return may be filed covering a number of separate places of business, provided such places are in the same collection district, and a separate inventory is prepared for each place. The original and duplicate copies of the return, together with the original of the inventory of distilled spirits, fermented malt liquors, and wines, must be filed not later than December 1, 1942, with the Collector of Internal Revenue of the district in which the distilled spirits, fermented malt liquors, or wines are held. The triplicate copy of the return and the duplicate copy of the inventory will be retained by the taxpayer at the location covered by the return. The filing of a blanket return with one Collector to cover a number of places in different collection districts will not be acceptable.

§ 171.101 *Payment of floor stocks tax.* The floor stocks tax shown by the return to be due may be paid to the Collector of Internal Revenue at the time the return is filed, but, if not paid at that time, such tax must be paid not later than February 1, 1943. However, the date of payment of the tax may be extended to a date not later than September 1, 1943, upon the filing of a bond on Form 723-A (Revised 1942), in duplicate, in accordance with the instructions thereon, in a penal sum in the amount of the tax (including the delinquency penalty, if any), plus an amount equivalent to and not more than 10 per cent of the

tax (including the delinquency penalty, if any).

[SEAL] GUY T. HELVERING,
Commissioner.

Approved: October 28, 1942.

JOHN L. SULLIVAN,
Acting Secretary of the Treasury.

[F. R. Doc. 42-11026; Filed, October 29, 1942;
11:51 a. m.]

TITLE 30—MINERAL RESOURCES

Chapter III—Bituminous Coal Division

[Dockets Nos. A-1631 and A-1633]

**PART 322—MINIMUM PRICE SCHEDULE,
DISTRICT No. 2**

ORDER GRANTING RELIEF, ETC.

Order of consolidation and order granting temporary relief and conditionally providing for final relief in the matter of the petitions of District Board No. 2 for the establishment of price classifications and minimum prices for the coals of certain mines in District No. 2.

Original petitions, pursuant to section 4 II (d) of the Bituminous Coal Act of 1937, having been duly filed with this Division by the above-named party, requesting the establishment, both temporary and permanent, of price classifications and minimum prices for the coals of certain mines in District No. 2; and

It appearing that the above-entitled matters raise similar and related issues; and

It further appearing that a reasonable showing of necessity has been made for the granting of temporary relief in the manner hereinafter set forth; and

No petitions of intervention having been filed with the Division in the above-entitled matter; and

The following action being deemed necessary in order to effectuate the purposes of the Act;

It is ordered, That pending final disposition of the above-entitled matter, temporary relief is granted as follows: Commencing forthwith, § 322.7 (*Alphabetical list of code members*) is amended by adding thereto Supplement R-I and R-III, § 322.9 (*Special prices—(c) Railroad fuel*) is amended by adding thereto Supplement R-II and R-IV, and § 322.23

(*General prices*) is amended by adding thereto Supplement T, which supplements are hereinafter set forth and hereby made a part hereof; and commencing forthwith the shipping points appearing in the aforesaid Supplement R-III for Mine Index Nos. 4, 70, 71, and 332 are effective in place of the shipping points heretofore assigned to these mines.

It is further ordered, That pleadings in opposition to the original petition in the above-entitled matter and applications to stay, terminate or modify the temporary relief herein granted may be filed with the Division within forty-five (45) days from the date of this Order, pursuant to the Rules and Regulations Governing Practice and Procedure Before the Bituminous Coal Division in Proceedings Instituted Pursuant to section 4 II (d) of the Bituminous Coal Act of 1937.

It is further ordered, That the relief herein granted shall become final sixty (60) days from the date of this Order, unless it shall otherwise be ordered.

The price classifications and minimum prices set forth in the Schedules attached are based upon the price classifications and minimum prices in effect on October 1, 1942, for comparable and analogous coals and already reflect the changes, if any, made in minimum prices by the Acting Director's Order of August 28, 1942, 7 F.R. 6943, in General Docket No. 21. Except as otherwise stated herein, the minimum prices in the attached Schedules do not differ, except in this regard, from the minimum prices proposed by petitioner.

No relief is granted herein with respect to the request of District Board No. 2 for the establishment of price classifications and minimum prices for the coals of R. H. Jamison, Jr. (Delmont Fuel Co.) produced at the Delmont No. 2 and Delmont No. 3 Mines. It appears that these coals are of comparable quality and analogous to the coals of the Delmont No. 1 Mine (Mine Index No. 2184) of this producer and loaded over the same tipples. Accordingly, it is unnecessary to classify or price them, and they may be regarded as part of, and sold at the same price classifications and minimum prices as the coals of the Delmont No. 1 Mine.

Dated: October 13, 1942.

[SEAL] DAN H. WHEELER,
Director.

TEMPORARY AND CONDITIONALLY FINAL EFFECTIVE MINIMUM PRICES FOR DISTRICT NO. 2

NOTE: The material contained in these Supplements is to be read in the light of the classifications, prices, instructions, exceptions and other provisions contained in Part 322, Minimum Price Schedule for District No. 2 and supplements thereto.

FOR ALL SHIPMENTS EXCEPT TRUCK.

§ 322.7 Alphabetical list of code members—Supplement R-I

[Alphabetical listing of code members having railway loading facilities, showing price classification by size group Nos.]

Mine index No.	Code member	Mine name	Scam	Sub-district No.	Shipping point	Railroad	Freight origin group No.	Size group Nos.									
								1	2	3	4	5	6	7	8	9	10
2542	Bell Coal Company (F. O. Gay)	Bell Deep (d)	Pittsburgh	0	Avonmore, Pa.	PRR	00	G	G	F	F	E	E	E	E	E	E
2541	Daugherty Coal Company (H. O. Daugherty)	Hazlet (d)	Pittsburgh	0	Hazlet, Pa.	PRR	74	D	D	O	O	O	O	O	O	O	O
2498	Helen Mining Company (Max Helen)	Helen N. (Strip)	U. Freeport	3	Point Marion, Pa.	Mough	River	E	E	O	O	O	O	D	D	D	D
2538	MacFarlane, Robert (MacFarlane Coal Co.)	MacFarlane #1 (Strip)	Pittsburgh	7	Oakdale, Pa.	PRR	74	G	G	F	F	H	H	H	H	H	H

Indicates no classifications effective for these size groups.

§ 322.9 Special prices—(a) Railroad fuel—Supplement R-II.

In § 322.9 (c) of Minimum Price Schedule, add the mine index numbers in groups shown. Group No. 1: 2541; Group No. 2: 2538; Group No. 7: 2448; Group No. 20, 2542.

§ 322.7 Alphabetical list of code members—Supplement R-III

[Alphabetical listing of code members having railway loading facilities, showing price classification by size group nos.]

Mine index No.	Code member	Mine name	Scam	Sub-district No.	Shipping point	Railroad	Freight origin group No.	Size group Nos.									
								1	2	3	4	5	6	7	8	9	10
332	Franklin C. H. Coal Co.	March 22	Pittsburgh	3	Seckitt, Pa.	R&O	50	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)	(1)
4	Leitchburg Collieries Co.	Armstrong	U. Freeport	3	Armstrong, Pa.	PRR	50	F	F	F	F	F	F	F	F	F	F
74	Leitchburg Collieries Co.	Peter 21	U. Freeport	3	Peter Collieries and 25, Pa.	PRR	50	F	F	F	F	F	F	F	F	F	F

Indicates no classifications effective for these size groups.

NOTE: The above prices are applicable only via the respective Freight Origin Groups, Shipping Points, and Railroads shown for the respective mines. Freight Origin Groups, Shipping Points, and Railroads previously outlined to these mines are no longer applicable.

§ 322.9 *Special prices*—(c) *Railroad fuel*—Supplement R-IV.
In § 322.9 (c) of Minimum Price Schedule, add the mine index numbers in groups shown. Group No. 1: 4; Group No. 7: 332; Group No. 20: 70, 71.

FOR TRUCK SHIPMENTS

§ 322.23 *General prices*—Supplement T

[Prices in cents per net ton for shipment into all market areas]

Code member index	Mine Index No.	Mine	Seam	Base sizes										
				Lump over 4"	Lump 4"	Lump 3"	Lump 2"	Eggs 2" x 4"	Stove 1" x 4"	Pea 3/4" x 1 1/4"	Run of mine	2" N/S	1 1/4" slack	3/4" slack
				1	2	3	4	5	6	7	8	9	10	11
ALLEGHENY COUNTY														
MacFarlane, Robert (MacFarlane Coal Co.).	2538	MacFarlane #4 (S).	Pittsburgh..	295	285	275	260	235	230	230	240	210	200	190
Wood & Girdwood (A. H. Girdwood).	2537	Wood.....	U. Freeport..	295	285	275	250	235	235	230	240	200	190	180
FAYETTE COUNTY														
Lazuka, John.....	2539	Luzaka.....	Sewickley....	285	275	265	255	235	225	225	225	210	205	190
LAWRENCE COUNTY														
R. & O. Coal Co. (Edward Ogletti)	2540	Cover.....	Kittanning..	345	320	310	305	295	280	260	260	205	195	185
WASHINGTON COUNTY														
Daugherty Coal Co. (H. C. Daugherty).	2541	Hazelkirk (D)....	Pittsburgh..	330	320	310	280	270	255	245	265	225	215	190
WESTMORELAND COUNTY														
Bell Coal Co. (F. C. Gay).	2542	Bell Deep (D)....	Pittsburgh..	295	285	275	255	245	240	235	235	215	205	195

[F. R. Doc. 42-10953; Filed, October 28, 1942; 11:25 a. m.]

[Docket No. A-1504 Part II]

PART 324—MINIMUM PRICE SCHEDULE,
DISTRICT No. 4

ORDER GRANTING RELIEF, ETC.

Order of the Director granting relief in the matter of the petition of District Board No. 4 for the establishment of an additional price instruction to be added to the schedule of effective minimum prices for District No. 4 for all shipments except truck, which would permit coals passing through a preparation plant, not constituting a part of the facilities of the mine in which said coals were produced, to take the same prices for the various kinds, qualities and sizes of coal as if said preparation plant were located at the mine where said coal was actually produced.

This proceeding having been instituted upon a petition filed with the Bituminous Coal Division, pursuant to section 4 II (d) of the Bituminous Coal Act of 1937, by District Board No. 4 requesting the establishment of a special price instruction in the Schedule of Effective Minimum Prices for District No. 4 For All Shipments Except Truck;

Pursuant to an appropriate order and after due notice, a hearing in this matter having been held October 5, 1942, before Floyd McGown, a duly designated Examiner of the Division at a hearing room thereof in Washington, D. C., at which interested persons were afforded an opportunity to be present, adduce evidence,

cross-examine witnesses and otherwise be heard;

District Boards Nos. 2, 6, and 8 having filed petitions of intervention in this proceeding;

The preparation and filing of a report by Examiner having been waived by all parties hereto and the record thereupon having been submitted to the undersigned; and

The undersigned having made Findings of Fact and Conclusions of Law herein and having rendered an Opinion in this matter, all of which are filed herewith.

Now, therefore, it is ordered, That commencing forthwith, § 324.1 (*Price instructions and exceptions*)—(a) *Price instructions* in the Schedule of Effective Minimum Prices for District No. 4 For All Shipments Except Truck be and it hereby is amended by the addition of the following price instruction:

The minimum prices f. o. b. the mine of origin for all coals produced at strip mines which are shipped by rail to and washed at a preparation plant not constituting a part of the facilities of the mine at which such coals are produced shall be the same as the minimum prices effective for the corresponding size groups produced at the mine where the preparation plant is located and washed. Nothing herein shall be deemed, however, to supersede the provisions of Price Exemption 3.

It is further ordered, That the petitions of the various parties hereto be and they are hereby granted to the extent set

forth above, and in all other respects are denied.

Dated: October 26, 1942.

[SEAL]

DAN H. WHEELER,
Director.

[F. R. Doc. 42-11019; Filed, October 29, 1942; 11:15 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—War Production Board

Subchapter B—Director General for Operations

PART 1010—SUSPENSION ORDERS

[Suspension Order S-122]

NEW WORLD LIFE INSURANCE CO.—HENRY
BRODERICK, INC.

New World Life Insurance Company is a Washington corporation engaged in the life insurance business, with its principal office in Seattle, Washington. Henry Broderick, Inc. is a Washington corporation engaged in the business of real estate and property management in Seattle. New World Life Insurance Company is the owner of a 15-story office building located at Cherry Street and Second Avenue, Seattle, known as the Alaska Building, and Henry Broderick, Inc. acts as manager of such building.

Subsequent to April 9, 1942, New World Life Insurance Company and Henry Broderick, Inc. began construction (as defined in Conservation Order L-41) in said Alaska Building, in violation of Conservation Order L-41. Such construction consisted of remodeling and rehabilitating said building on an extensive scale and additions thereto and extensions and alterations thereof, the estimated cost of which substantially exceeded \$5,000. Such construction was begun in wilful disregard of the prohibitions imposed by Conservation Order L-41.

This violation of Conservation Order L-41 has hampered and impeded the war effort of the United States by diverting scarce materials to uses prohibited by the War Production Board. In view of the foregoing: It is hereby ordered, That:

§ 1010.122 *Suspension Order S-122.*

(a) Neither New World Life Insurance Company nor Henry Broderick, Inc., nor any other person shall order, purchase, accept delivery of, withdraw from inventory, or in any other manner secure or use material or construction plant in order to begin or continue "construction" (as said term is defined in Conservation Order L-41, as amended on September 2, 1942) whether heretofore commenced or not, on the building located at Cherry Street and Second Avenue, Seattle, Washington, known as the Alaska Building.

(b) No application for authorization to continue construction or to begin additional construction on said building, filed by New World Life Insurance Company, Henry Broderick, Inc., or any other person shall be granted by the Director General for Operations.

(c) Neither New World Life Insurance Company nor Henry Broderick, Inc., nor

any other person shall order, purchase, accept delivery of, withdraw from inventory, or in any other manner secure or use material or construction plant in order to begin or continue any "maintenance" or "repair" work (as said terms are defined in Conservation Order L-41, as amended September 2, 1942) whether heretofore commenced or not, on the building located at Cherry Street and Second Avenue, Seattle, Washington, known as the Alaska Building, except as specifically authorized in writing by the Regional Compliance Chief of the San Francisco Office of the War Production Board.

(d) Nothing contained in this order shall be deemed to relieve New World Life Insurance Company or Henry Broderick, Inc. from any restriction, prohibition, or provision contained in any other order or regulation of the Director of Industry Operations or the Director General for Operations, except in so far as the same may be inconsistent with the provisions hereof.

(e) This order shall take effect on November 1, 1942, and shall expire on November 1, 1943.

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 28th day of October 1942.

ERNEST KANZLER,
Director General for Operations.

[F. R. Doc. 42-10975; Filed, October 28, 1942;
2:42 p. m.]

PART 1010—SUSPENSION ORDERS

[Suspension Order S-124]

J. LEVITT

J. Levitt, a partnership composed of J. Levitt, Samuel Gellar, and Anna Gellar, located at 6110 Osage Avenue, Philadelphia, Pennsylvania, is engaged in the business of selling plumbing and heating and roofing supplies. During the period from March 1, 1942, to March 19, 1942, the partnership accepted and filled orders for approximately 11,500 feet of copper tubing and two 60 foot copper tubing coils, which orders did not bear a preference rating of A-10 or better.

The foregoing violations of General Preference Order No. M-9-a have impeded and hampered the war effort of the United States by diverting scarce materials to uses not authorized by the War Production Board. In view of the foregoing facts; *It is hereby ordered:*

§ 1010.124 Suspension Order S-124.

(a) J. Levitt, Samuel Gellar, and Anna Gellar, t/a J. Levitt, 6110 Osage Avenue, Philadelphia, Pennsylvania, their successors and assigns, are hereby prohibited from accepting deliveries of copper, copper base alloys, copper products and copper base alloy products for a period of ninety (90) days following the effective date of this order.

(b) J. Levitt, Samuel Gellar, and Anna Gellar, t/a J. Levitt, their successors and

assigns, are hereby ordered and directed to repurchase from John A. Lynch, 924 Collenbrooke Avenue, Drexel Hill, Pennsylvania, the 10,000 feet of copper tubing sold to him by them on or about March 3, 1942, within 15 days following the effective date of this order, and they are further directed to file within five days after the date of said repurchase, an affidavit setting forth the fact of said repurchase.

(c) Nothing contained in this order shall be deemed to restrict deliveries by J. Levitt, Samuel Gellar, and Anna Gellar t/a J. Levitt, their successors and assigns, from their present inventory in accordance with all applicable orders and regulations of the War Production Board, and nothing contained in this order shall be deemed to relieve them, their successors and assigns, from any restriction, prohibition, or provision contained in any order or regulation of the Director of Industry Operations or the Director General for Operations, whether now in force or hereafter issued, except insofar as the same may be inconsistent with the provisions hereof.

(d) This order shall take effect on October 30, 1942, and shall terminate on January 30, 1943.

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 28th day of October 1942.

ERNEST KANZLER,
Director General for Operations.

[F. R. Doc. 42-10976; Filed, October 28, 1942;
2:42 p. m.]

PART 1223—STANDARDIZATION AND SIMPLIFICATION OF PAPER

[Schedule I to Limitation Order L-123, as Amended and Revised October 23, 1942]

BOOK PAPER FOR USE IN COMMERCIAL PRINTING

Section 1223.2 Schedule I to Limitation Order L-120 is hereby amended and revised to read as follows:

§ 1223.2 Schedule I to Limitation Order L-120—(a) *Definitions.* For the purpose of this schedule, including the Appendix:

(1) The term "book paper" means and is limited to the kinds of paper commonly described and distributed in the paper trade by the names used as captions in the Appendix below.

(2) The term "book paper for use in commercial printing" means all "book papers" commonly manufactured and distributed for use in printing, including but not limited to the printing of music, labels and posters; and excluding only those manufactured and distributed for use in printing periodicals, pamphlets published for resale, and books, or for conversion into another paper product or products otherwise than by printing.

(3) A "grade" means one particular quality within a kind of book paper, such grade having the essential properties

peculiar to such kind of paper and common to all grades within such kind, but distinguished from other such grades by a difference in the degree to which one or several of those common properties are emphasized. However, a difference in the degree to which any such property is emphasized, due only to a difference in ash content, in sizing, in the quantity of adhesive in the coating formula, or in the dyes used in the paper and/or coating shall not be considered as resulting in a different grade.

(4) "Color" means any hue of the spectrum, including but not limited to ivory, India and green-white tints, and black, but not including white.

(5) The term "basis weight" means the weight of a kind of "book paper" in pounds per 500 sheets in the size indicated under the appropriate caption.

(6) An "item" means a quantity of paper all of which is of the same size, grain, basis weight, finish, color and grade.

(7) The term "standard" as applied to grade, color, basis weight, and size means, with respect to each manufacturer, a grade and color selected and a basis weight and size specified under A of the appropriate caption in the Appendix below.

(8) The term "special" as applied to grade, color, basis weight, and size means, with respect to each manufacturer, any grade, color, basis weight or size that is not standard.

(9) The term "special making order" means a single order placed by a single buyer for manufacture at one time for use by one printer or consumer.

(10) The term "manufacture" includes all making and finishing operations prior to packaging or packing.

(11) "Person" means any individual, partnership, association, or other form of enterprise, including within one "person" all affiliates, subsidiaries, individuals, corporations, partnerships, or other forms of enterprise subject to a common executive or operating management or with a common sales organization.

(b) *Identification of the papers subject to this schedule.* It shall be the duty of each person who manufactures paper to determine in the first instance, but subject to review and official classification by the Director General for Operations at any time thereafter, under which caption, if any, of the Appendix belongs each of the "book papers for use in commercial printing" manufactured by him. There shall be taken into account in such determination, and in any review and reclassification by the Director General for Operations, the designation by which the manufacturer heretofore identified or distributed the paper in question, the common designation in the paper trade of similar papers selling within the same general price range as the paper in question, and the common designation in the paper trade of papers possessing the same general physical characteristics, manufactured by the same general processes, or commonly distributed and used for the same general uses as the paper in question. If a manufacturer is uncertain as to the proper caption under which to classify a particular kind of "book paper

for use in commercial printing", or whether a particular kind of paper is such a paper at all or belongs under any caption of the Appendix to this schedule, he may apply to the Director General for Operations, in writing, for an official classification of such paper, submitting with his application representative samples of the grade or grades in which he manufactures such paper, a full explanation of the processes by which he manufactures the same, the designation by which he has heretofore identified or distributed the same, the general uses for which it is intended, the general price range within which it is sold, and the types of papers with which it chiefly competes, and a full explanation of the reasons for his uncertainty. The Director General for Operations may on his own motion review a manufacturer's classification and substitute therefor an official classification. In any event, an official classification by the Director General for Operations by telegram or notice in writing sent to the manufacturer, shall, unless and until the Director General for Operations shall amend or revise the same by telegram or notice in writing sent to the manufacturer, be conclusive.

(c) *Selection of grades for regular manufacture.* Each person who manufactures any kind of "book paper for use in commercial printing", shall, with respect to each such kind he manufactures, select such "grade" or "grades" thereof, not to exceed the number specified in A (1) of the appropriate caption of the Appendix below, as he may desire to adopt for regular manufacture, and shall forthwith notify the Director General for Operations of such selection, on Form PD-589. The manufacturer may thereafter apply to the Director General for Operations for leave to amend the original selection by dropping a "grade" or "grades" and substituting another or others, but unless and until such leave is granted by the Director General for Operations in writing the original selection shall be and remain binding.

(d) *Selection of colors for regular manufacture.* If by the terms of A (2) under the appropriate caption of the Appendix below a manufacturer is permitted, with respect to a particular grade of a kind of "book paper for use in commercial printing", to select a number of colors, each person who manufactures such grade, if he desires to manufacture such grade in colors, shall immediately select therefor such particular colors, not to exceed the number indicated in A (2) of the appropriate caption, as he may desire to adopt for regular manufacture, and shall forthwith notify the Director General for Operations of such selection on Form PD-589. The manufacturer may thereafter apply to the Director General for Operations for leave to amend the original selection by dropping a color or colors and substituting another or others, but unless and until such leave is granted by the Director General for

Operations in writing the original selection shall be and remain binding.

(e) *General limitations.* Except to the extent and upon the conditions indicated in paragraphs (f), (g), (h) and (i) of this revised schedule, or under B of the appropriate caption in the Appendix below, no person shall manufacture any kind of "book paper for use in commercial printing" in any grade, color, basis weight or size other than those selected or specified as standard under A of the appropriate caption of the Appendix, or contrary to any other provision under A of the appropriate caption.

(f) *Tolerances and variations.* The prohibitions and restrictions of this revised schedule are subject to the normal tolerances customary in the manufacture of "book papers" and to the normal variations in quantity manufactured customarily acceptable in the paper trade. Nothing in this revised schedule shall restrict the remaking, because of faulty manufacture or excessive under-run, of all or any part of a "special making order" accepted in good faith for manufacture in accordance with the terms of this revised schedule.

(g) *Cutting and slitting.* Nothing in this revised schedule shall restrict the cutting of any sheet size to sizes of which the parent size is a multiple, provided the parent size is manufactured in accordance with the provisions of this revised schedule, nor restrict the slitting to fractional width rolls of any parent roll size manufactured in accordance with the provisions of this revised schedule on an order for roll paper; however, a special sheet size may not be cut from a standard or special roll size except in a quantity and under the conditions applying to a "special size" under B of the appropriate caption in the Appendix below.

(h) *Jobs and seconds.* Nothing in this revised schedule shall restrict the sale of "job lots" or "seconds", resulting from faulty manufacture or over-runs customarily unacceptable to the buyer, which occur during a bona fide attempt to manufacture "book paper" according to the terms of this revised schedule, provided that the manufacturer clearly informs the purchaser that such paper is a "job lot" or "seconds" and so indicates on each package.

(i) *Exception for export.* Regardless of the foregoing provisions of this revised schedule and of the provisions of Limitation Order L-120, a person may manufacture for export (but may not without permission in writing by the Director General for Operations sell in the domestic market) any kind of "book paper for use in commercial printing" in any size or basis weight required, regardless of quantity, provided all other provisions of this schedule are complied with.

(j) *Records and reports.*—(1) *Standard samples.* Each person who manufactures any kind of "book paper for use in commercial printing" shall keep, readily available for inspection by the

War Production Board, representative samples of each standard grade and each standard color of such grade selected by him under A (1) and A (2) of the appropriate caption.

(2) *Special making orders.* On and after the effective date of this revised schedule, each person who manufactures any "special making order" permitted under B of the appropriate caption of the Appendix below shall require from the buyer a statement to the effect that such order is purchased for use by one printer or consumer, shall keep such statement, together with a complete record of such order, readily available for inspection by the War Production Board, and shall submit reports of such orders to the Director General for Operations as he may from time to time require.

(3) *Export orders.* On and after the effective date of this revised schedule, each person who manufactures "book papers for use in commercial printing" for export shall require from the buyer a statement to the effect that such paper is purchased for export, shall keep such statement, together with a complete record of the order against which such paper is manufactured, readily available for inspection by the War Production Board, and shall submit reports of such orders to the Director General for Operations as he may from time to time require.

This revised schedule shall take effect five days after the date of issuance.

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 29th day of October 1942.

ERNEST KANZLER,

Director General for Operations.

APPENDIX TO REVISED SCHEDULE I TO LIMITATION ORDER L-120

STANDARDIZATION AND SIMPLIFICATION OF BOOK PAPERS FOR USE IN COMMERCIAL PRINTING

UNCOATED ENGLISH-(MACHINE) FINISH BOOK PAPERS

(Excluding Those With 25 Percent or More
Rag Content)

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) *Standard Grades:* Not more than two, selected according to paragraph (c) of the foregoing schedule.

(2) *Standard Colors:* In one of the grades selected under A (1), White and India only. The other grade selected may be manufactured in White, and India and five other colors, selected according to paragraph (d) of the foregoing schedule.

(3) *Standard Basis Weights* (per 500 sheets 25" x 38") : 30, 35, 40, 45, 50, 60.

(4) *Standard Sizes* (in inches) :

Sheets: 25 x 38, 28 x 42, 28 x 44, 32 x 44, 35 x 45, 38 x 50.

Rolls: Any dimension of a standard sheet size is a standard size for roll widths.

B. *Exceptions for "special making orders"* as defined in (a) (9) of the foregoing schedule:

(1) A Special Grade may be manufactured to fill a special making order, provided that:

(a) The quantity of such special grade is at least 20,000 pounds, all in either white or any one color, standard or special; and

(b) The quantity of each basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(2) A Special Color may be manufactured to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one grade; and

(b) The quantity of each basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(3) A Special Basis Weight may be manufactured to fill a special making order in a quantity of at least 10,000 pounds, and in at least 5,000 pounds of each item:

(a) In a standard grade; or a special grade in the quantities provided for under Exception (1) above; and

(b) In a standard color or white; or a special color in the quantities provided for under Exception (2) above.

(4) A Special Size may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of an item:

(a) In a standard grade, standard color or standard basis weight; or

(b) In a special grade, special color or special basis weight in the quantities provided for under exceptions (1), (2) and (3) above.

(5) Basis Weights below 30 pound. No restriction on grade, basis weights or sizes in basis weights below 30 pound.

UNCOATED BOOK PAPERS, SUPERCALENDERED

(Except those with 25% or more Rag Content)

A. Grades, Colors, Weights and Sizes for regular manufacture:

(1) Standard Grades: Not more than two, selected according to paragraph (c) of the foregoing schedule, provided they correspond to the two selected for Uncoated English (Machine) Finish Book Papers.

(2) Standard Colors: In one of the grades selected under A (1), White and India only. The other grade selected may be manufactured in White, and India and five other colors, selected according to paragraph (d) of the foregoing schedule.

(3) Standard Basis Weights (per 500 sheets 25" x 38"): 45, 50, 60.

(4) Standard Sizes (in inches):

Sheets: 25 x 38, 28 x 42, 28 x 44, 32 x 44, 35 x 45, 38 x 50.

Rolls: Any dimension of a standard sheet size is a standard size for roll widths.

B. Exceptions for "special making orders" as defined in (a) (9) of the foregoing schedule:

(1) A Special Grade may be manufactured to fill a special making order, provided that:

(a) The quantity of such special grade is at least 20,000 pounds, all in either White or any one color, standard or special; and

(b) The quantity of each basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(2) A Special Color may be manufactured to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one grade; and

(b) The quantity of each basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(3) A Special Basis Weight may be manufactured to fill a special making order in a quantity of at least 10,000 pounds, and in at least 5,000 pounds of each item:

(a) In a standard grade; or a special grade in the quantities provided for under exception (1) above; and

(b) In a standard color or White; or a special color in the quantities provided for under Exception (2) above.

(4) A Special Size may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of an item:

(a) In a standard grade, standard color or standard basis weight; or

(b) In a special grade, special color or special basis weight in the quantities provided for under exceptions (1), (2) and (3) above.

ANTIQUÉ (EGGSHELL) BOOK PAPERS

(Except those with 25% or more rag content)

A. Grades, Colors, Weights and Sizes for regular manufacture.

(1) Standard Grades: Not more than two, selected according to paragraph (c) of the foregoing schedule, but only one may carry a watermark and/or a laid mark.

(2) Standard Colors: In one of the grades selected under A (1), White and India only. The other grade selected may be manufactured in White, and India and five other colors, selected according to paragraph (d) of the foregoing schedule.

(3) Standard basis weights (per 500 sheets 25" x 38"): 50, 60, 70.

(4) Standard sizes (in inches):

Sheets: 25 x 38, 28 x 42, 28 x 44, 32 x 44, 35 x 45, 38 x 50.

Rolls: Any dimension of a standard sheet size is a standard size for roll widths.

B. Exceptions for "special making orders" as defined in (a) (9) of the foregoing schedule:

(1) A Special Grade may be manufactured to fill a special making order, provided that:

(a) The quantity of such special grade is at least 20,000 pounds, all in either White or any one color, standard or special; and

(b) The quantity of each basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(2) A Special Color may be manufactured to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one grade; and

(b) The quantity of each basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(3) A special basis weight may be manufactured to fill a special making order in a quantity of at least 10,000 pounds, and in at least 5,000 pounds of each item:

(a) In a standard grade; or a special grade in the quantities provided for under Exception (1) above; and

(b) In a standard color or White; or a special color in the quantities provided for under Exception (2) above.

(4) A Special Size may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of an item:

(a) In a standard grade, standard color or standard basis weight; or

(b) In a special grade, special color or special basis weight in the quantities provided for under exceptions (1), (2) and (3) above.

UNCOATED OFFSET BOOK PAPERS

A. Grades, colors, weights and sizes for regular manufacture.

(1) Standard Grades: Not more than one, selected according to paragraph (c) of the foregoing schedule.

(2) Standard Colors: The grade selected under A (1) may be manufactured in White, and India and five other colors, selected according to paragraph (d) of the foregoing schedule.

(3) Standard Basis Weights (per 500 sheets 25" x 38"): 50, 60, 70, 80, 100.

(4) Standard Sizes (in inches):

Sheets: 22½ x 35, 25 x 33, 23 x 42, 23 x 44, 33 x 44, 35 x 45, 33 x 50, 41 x 54, 44 x 64.

Rolls: Any dimension of a standard sheet size is a standard size for roll widths.

(5) Any fancy finish may be applied to any item conforming to the other conditions of this caption.

(6) No laid mark or other watermarks permitted.

(7) No supercalendered Offset Paper permitted.

B. Exceptions for "special making orders" as defined in (a) (9) of the foregoing schedule:

(1) A Special Grade may be manufactured to fill a special making order, provided that:

(a) The quantity of such special grade is at least 20,000 pounds, all in either White or any one color, standard or special; and

(b) The quantity of each basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(2) A Special Color may be manufactured to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one grade; and

(b) The quantity of each basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(3) A Special Basis Weight may be manufactured to fill a special making order in a quantity of at least 10,000 pounds, and in at least 5,000 pounds of each item:

(a) In a standard grade; or a special grade in the quantities provided for under Exception (1) above; and

(b) In a standard color or White; or a special color in the quantities provided for under Exception (2) above.

(4) A Special Size may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of an item:

(a) In a standard grade, standard color or standard basis weight; or

(b) In a special grade, special color or special basis weight, in the quantities provided for under exceptions (1), (2) and (3) above.

(5) Any fancy finish may be applied to any item conforming to the other conditions of this caption.

(6) A laid mark or other watermark may be incorporated in a special making order of 5,000 pounds or more of any item conforming to the other conditions of this caption.

(7) A Supercalender Finish may be applied to fill a special making order for 2,000 pounds or more of any item conforming to the other conditions of this caption.

PROCESS (MACHINE) COATED BOOK PAPERS

A. Grades, Colors, Weights and Sizes for regular manufacture.

(1) Standard Grades: Not more than two, selected according to paragraph (c) of the foregoing schedule.

NOTE: A person may, upon application to and approval by the Director General for Operations, select for regular manufacture not more than 2 additional grades of Process (Machine) Coated Book Papers, each in lieu of a grade of Glossy Coated Two Sides Book Papers and, if his application is granted, may not thereafter, unless and until permitted by the Director General for Operations, regularly manufacture the grade or grades of Glossy Coated Two Sides Book Papers thus replaced.

(2) Standard Colors: White only.

(3) Standard Basis Weights (per 500 sheets 25" x 38"): 45, 50, 60, 70, 80.

(4) Standard Sizes (in inches):
Sheets: 25 x 38, 28 x 42, 28 x 44, 32 x 44, 35 x 45, 38 x 50.

Rolls: Any dimension of a standard sheet size is a standard size for roll widths.

B. *Exceptions for "special making orders"* as defined in (a) (9) of the foregoing schedule:

(1) A Special Grade may be manufactured to fill a special making order, provided that:

(a) The quantity of such special grade is at least 20,000 pounds, all in either White or any one color; and

(b) The quantity of each basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(2) A Special Color may be manufactured to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one grade; and

(b) The quantity of each basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(3) A Special Basis Weight may be manufactured to fill a special making order in a quantity of at least 10,000 pounds, and in at least 5,000 pounds of each item:

(a) In a standard grade; or a special grade in the quantities provided for under Exception (1) above; and

(b) In White; or a special color in the quantities provided for under Exception (2) above.

(4) A Special Size may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of an item:

(a) In a standard grade, standard color or standard basis weight; or

(b) In a special grade, special color or special basis weight in the quantities provided for under exceptions (1), (2) and (3) above.

COATED ONE SIDE BOOK PAPERS

A. *Grades, Colors, Weights, and Sizes for regular manufacture:*

(1) Standard Grades: Not more than one grade of body stock to which may be applied two grades of coating, selected according to paragraph (c) of the foregoing schedule, one for general use and the other suitable for varnishing and gloss ink printing.

(2) Standard Colors: White only.

(3) Standard Basis Weights (per 500 sheets 25" x 38"): 50, 60, 70.

(4) Standard Sizes (in inches):

Sheets: 25 x 38, 28 x 42, 28 x 44, 35 x 45, 38 x 50.

Rolls: Any dimension of a standard sheet size is a standard size for roll widths.

B. *Exceptions for "special making orders"* as defined in (a) (9) of the foregoing schedule:

(1) A Special Grade may be manufactured to fill a special making order, provided that:

(a) The quantity of such special grade is at least 20,000 pounds, all in either White or any one color; and

(b) The quantity of each basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(2) A Special Color may be manufactured to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one grade; and

(b) The quantity of each basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(3) A Special Basis Weight may be manufactured to fill a special making order in a quantity of at least 10,000 pounds, and in at least 5,000 pounds of each item:

(a) In a standard grade; or a special grade in the quantities provided for under Exception (1) above; and

(b) In White; or a special color in the quantities provided for under Exception (2) above.

(4) A Special Size may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of an item:

(a) In a standard grade, standard color or standard basis weight; or

(b) In a special grade, special color or special basis weight in the quantities provided for under exceptions (1), (2) and (3) above.

(5) Special Coating Formulae: Any glossy coated one side coating formula may be applied to the one grade of body stock permitted under A (1) to fill a special making order:

(a) In 5,000 pounds or more of one item in White only, and in any basis weight permitted under A (3); or

(b) In 10,000 pounds in White or any one color, standard or special, and in any one basis weight, standard or special, with at least 5,000 pounds of each item.

GLOSSY COATED TWO SIDES BOOK PAPERS

A. *Grades, Colors, Weights, and Sizes for regular manufacture:*

(1) Standard Grades: Not more than three, selected according to paragraph (c) of the foregoing schedule.

(2) Standard Colors: In each of two of the grades selected under A (1), White and either India or Ivory but not both. The other grade selected may be manufactured in White, and India and five other colors, selected according to paragraph (d) of the foregoing schedule.

(3) Standard Basis Weights (per 500 sheets 25" x 38"): 60, 70, 80, 100.

(4) Standard Sizes (in inches):

Sheets: 25 x 38, 28 x 42, 28 x 44, 32 x 44, 35 x 45, 38 x 50.

Rolls: Any dimension of a standard sheet size is a standard size for roll widths.

B. *Exceptions for "special making orders"* as defined in (a) (9) of the foregoing schedule:

(1) A Special Grade may be manufactured to fill a special making order, provided that:

(a) The quantity of such special grade is at least 20,000 pounds, all in either White or any one color, standard or special; and

(b) The quantity of each basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(2) A Special Color may be manufactured to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one grade; and

(b) The quantity of each basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(3) A Special Basis Weight may be manufactured to fill a special making order in a quantity of at least 10,000 pounds, and in at least 5,000 pounds of each item:

(a) In a standard grade; or a special grade in the quantities provided for under Exception (1) above; and

(b) In a standard color or White; or a special color in the quantities provided for under Exception (2) above.

(4) A Special Size may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of an item:

(a) In a standard grade, standard color or standard basis weight; or

(b) In a special grade, special color or special basis weight in the quantities provided for under exceptions (1), (2) and (3) above.

(5) Special Coating Formulae: Any glossy coated two sides coating formula may be applied to a grade of body stock regularly manufactured under A (1) to fill a special making order:

(a) In 5,000 pounds or more of one item in White only, and in any basis weight permitted under A (3); or

(b) In 10,000 pounds in White or any one color, standard or special, and in any one basis weight, standard or special, and with at least 5,000 pounds of each item.

(6) Glossy Coated One Side: Any body stock and coating used for a standard grade of Glossy Coated Two Sides Book Papers may be used to manufacture a similar grade coated one side to fill a special making order, provided that:

(a) The quantity of each basis weight is at least 10,000 pounds; and

(b) The quantity of each item is at least 5,000 pounds.

COATED TWO SIDES OFFSET PAPERS

A. *Grades, Colors, Weights, and Sizes for regular manufacture:*

(1) Standard Grades: Not more than one, selected according to paragraph (c) of the foregoing schedule.

(2) Standard Colors: White only.

(3) Standard Basis Weights (per 500 sheets 25" x 38"): 70, 80, and 100.

(4) Standard Sizes (in inches):

Sheets: 22½ x 35, 25 x 38, 28 x 42, 28 x 44, 32 x 44, 35 x 45, 38 x 50, 41 x 54.

Rolls: Any dimension of a standard sheet size is a standard size for roll widths.

B. *Exceptions for "special making orders"* as defined in (a) (9) of the foregoing schedule:

(1) A Special Grade may be manufactured to fill a special making order, provided that:

(a) The quantity of such special grade is at least 20,000 pounds, all in either White or any one color, standard or special; and

(b) The quantity of each basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(2) A Special Color may be manufactured to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one grade; and

(b) The quantity of each basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(3) A Special Basis Weight may be manufactured to fill a special making order in a quantity of at least 10,000 pounds, and in at least 5,000 pounds of each item:

(a) In a standard grade; or a special grade in the quantities provided for under Exception (1) above; and

(b) In a standard color or White; or a special color in the quantities provided for under Exception (2) above.

(4) A Special Size may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of an item:

(a) In a standard grade, standard color or standard basis weight; or

(b) In a special grade, special color or special basis weight in the quantities provided for under exceptions (1), (2) and (3) above.

DULL COATED BOOK PAPERS

A. *Grades, Colors, Weights, and Sizes for regular manufacture:*

(1) Standard Grades: Not more than one, selected according to paragraph (c) of the foregoing schedule.

(2) Standard Colors: The grade selected under A (1) may be manufactured in White, and India and five other colors, selected according to paragraph (d) of the foregoing schedule.

(3) Standard Basis Weights (per 500 sheets 25" x 38"): 70, 80 and 100.

(4) Standard Sizes (in inches):

Sheets: 25 x 38, 28 x 42, 28 x 44, 32 x 44, 35 x 45, 38 x 50.

Rolls: Any dimension of a standard sheet size is a standard size for roll widths.

B. *Exceptions for "special making orders"* as defined in (a) (9) of the foregoing schedule:

(1) A Special Grade may be manufactured to fill a special making order, provided that:

(a) The quantity of such special grade is at least 20,000 pounds, all in either White or any one color, standard or special; and

(b) The quantity of each basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(2) A Special Color may be manufactured to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one grade; and

(b) The quantity of each basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(3) A Special Basis Weight may be manufactured to fill a special making order in a quantity of at least 10,000 pounds, and in at least 5,000 pounds of each item:

(a) In a standard grade; or a special grade in the quantities provided for under Exception (1) above; and

(b) In a standard color or White; or a special color in the quantities provided for under Exception (2) above.

(4) A Special Size may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of an item:

(a) In a standard grade, standard color or standard basis weight; or

(b) In a special grade, special color or special basis weight in the quantities provided for under exceptions (1), (2) and (3) above.

PLAIN COATED COVER PAPERS-

A. *Grades, Colors, Weights, and Sizes for regular manufacture:*

(1) Standard Grades: Not more than one, selected according to paragraph (c) of the foregoing schedule.

(2) Standard Colors: The grade selected under A (1) may be manufactured in White, and India and five other colors, selected according to paragraph (d) of the foregoing schedule.

(3) Standard Basis Weights (per 500 sheets 20" x 26"): 60 and 80.

(4) Standard Sizes (in inches):
Sheets: 20 x 26, 23 x 35, 26 x 40, 35 x 46.
Rolls: any dimension of a standard sheet size is a standard size for roll widths.

B. *Exceptions for "special making orders"* as defined in (a) (9) of the foregoing schedule:

(1) A Special Grade may be manufactured to fill a special making order, provided that:

(a) The quantity of such special grade is at least 20,000 pounds, all in either White or any one color, standard or special; and

(b) The quantity of each basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(2) A Special Color may be manufactured to fill a special making order; provided that:

(a) The quantity of each special color is at least 20,000 pounds in one grade; and

(b) The quantity of each basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(3) A Special Basis Weight may be manufactured to fill a special making order in a quantity of at least 10,000 pounds, and in at least 5,000 pounds of each item:

(a) In a standard grade; or a special grade in the quantities provided for under Exception (1) above; and

(b) In a standard color or White; or a special color in the quantities provided for under Exception (2) above.

(4) A Special Size may be manufactured to fill a special making order in a quantity of at least 2,000 pounds of an item:

(a) In a standard grade, standard color or standard basis weight; or

(b) In a special grade, special color or special basis weight in the quantities provided for under exceptions (1), (2) and (3) above.

[F. R. Doc. 42-11005; Filed, October 29, 1942; 10:44 a. m.]

PART 1223—STANDARDIZATION AND SIMPLIFICATION OF PAPER

[Schedule II to Limitation Order L-120, as Amended and Revised October 29, 1942]

BOOK PAPER FOR USE IN BOOK PUBLISHING

Section 1223.3 *Schedule II to Limitation Order L-120* is hereby amended and revised to read as follows:

§ 1223.3 *Schedule II to Limitation Order L-120—(a) Definitions.* For the purpose of this schedule, including the Appendix:

(1) The term "book paper" means and is limited to the kinds of paper commonly described and distributed in the paper trade by the names used as captions in the Appendix below.

(2) The term "book paper for use in book publishing" means all "book paper" commonly manufactured and distributed for use in books and in publishing pamphlets for resale.

(3) A "grade" means one particular quality within a kind of book paper, such grade having the essential properties peculiar to such kind of paper and common to all grades within such kind, but distinguished from other such grades by a difference in the degree to which one or several of those common properties are emphasized. However, a difference in the degree to which any such property is emphasized, due only to a difference in ash content, in sizing, in the quantity of adhesive in the coating formula, or in the dyes used in the paper and/or coating shall not be considered as resulting in a different grade.

(4) "Color" means any hue of the spectrum, including but not limited to ivory, India and green-white tints, and black, but not including white.

(5) The term "basis weight" means the weight of a kind of "book paper" in pounds per 500 sheets in the size indicated under the appropriate caption.

(6) An "item" means a quantity of paper all of which is of the same size, grain, basis weight, finish, color and grade.

(7) The term "standard" as applied to grade, color, basis weight, and size means, with respect to each manufacturer, a grade and color selected and a basis weight and size specified under A of the appropriate caption in the Appendix below.

(8) The term "special" as applied to grade, color, basis weight, and size means, with respect to each manufacturer, any grade, color, basis weight or size that is not standard.

(9) The term "special making order" means a single order placed by a single buyer for manufacture at one time for use by one printer or publisher.

(10) The term "manufacture" includes all making and finishing operations prior to packaging or packing.

(11) "Person" means any individual, partnership, association, or other form of enterprise, including within one "person" all affiliates, subsidiaries, individuals, corporations, partnerships, or other forms of enterprise subject to a common executive or operating management or with a common sales organization.

(b) *Identification of the papers subject to this schedule.* It shall be the duty of each person who manufactures paper to determine in the first instance, but subject to review and official classification by the Director General for Operations at any time thereafter, under which caption of the Appendix, if any, belongs each of the "book papers for use in book publishing" manufactured by him. There shall be taken into account in such determination, and in any review and reclassification by the Director General for Operations, the designation by which the manufacturer heretofore identified or distributed the paper in question, the common designation in the paper trade of similar papers selling within the same general price range as the paper in question, and the common designation in the paper trade of papers possessing the same general physical characteristics, manufactured by the same general processes, or commonly distributed and used for the same general uses as the paper in question. If a manufacturer is uncertain as to the proper caption under which to classify a particular kind of "book paper for use in book publishing", or whether a particular kind of paper is such a paper at all or belongs under any caption of the Appendix to this schedule, he may apply to the Director General for Operations, in writing, for an official classification of such paper, submitting with his application representative samples of the grade or grades in which he manufactures such paper, a full explanation of the processes by which he manufactures the same, the designation by which he has heretofore identified or distributed the same, the general uses for which it is intended, the general price range within which it is sold, and the types of papers with which it chiefly competes, and a full explanation of the reasons for his uncertainty. The Director General for Operations may on his own motion review a manufacturer's classification and substitute therefor an official classification. In any event, an official classification by the Director General for Operations by telegram or notice in writing sent to the manufacturer shall, unless and until the Director General for Operations shall amend or revise the same by telegram or notice in writing sent to the manufacturer, be conclusive.

(c) *Selection of grades for regular manufacture.* Each person who manufactures any kind of "book paper for use in book publishing" shall, with respect to each such kind he manufactures, select such "grade" or "grades" thereof, not to exceed the number specified in A (1) of the appropriate caption of the Appendix below, as he may desire to

adopt for regular manufacture, and shall forthwith notify the Director General for Operations of such selection on Form PD-589. The manufacturer may thereafter apply to the Director General for Operations for leave to amend the original selection by dropping a "grade" or "grades" and substituting another or others, but unless and until such leave is granted by the Director General for Operations in writing the original selection shall be and remain binding.

(d) *Selection of colors for regular manufacture.* If by the terms of A (2) under the appropriate caption of the Appendix below a manufacturer is permitted, with respect to a particular grade of a kind of "book paper for use in book publishing," to select a number of colors, each person who manufactures such grade, if he desires to manufacture such grade in colors, shall immediately select therefor such particular colors, not to exceed the number indicated in A (2) of the appropriate caption, as he may desire to adopt for regular manufacture, and shall forthwith notify the Director General for Operations of such selection on Form PD-589. The manufacturer may thereafter apply to the Director General for Operations for leave to amend the original selection by dropping a color or colors and substituting another or others, but unless and until such leave is granted by the Director General for Operations in writing the original selection shall be and remain binding.

(e) *General limitations.* Except to the extent and upon the conditions indicated in paragraphs (f), (g), (h), and (i) of this revised schedule, or under B of the appropriate caption in the Appendix below, no person shall manufacture any kind of "book paper for use in book publishing" in any grade, color, basis weight or size other than those selected or specified as standard under A of the appropriate caption of the Appendix, or contrary to any other provision under A of the appropriate caption. However, any item the manufacture of which is permitted under Schedule I to Limitation Order L-120 may be manufactured for use in books and/or in publishing pamphlets for resale.

(f) *Tolerances and variations.* The prohibitions and restrictions of this revised schedule are subject to the normal tolerances customary in the manufacture of "book papers" and to the normal variations in quantity manufactured customarily acceptable in the paper trade. Nothing in this revised schedule shall restrict the remaking, because of faulty manufacture or excessive under-run, of all or any part of a "special making order" accepted in good faith for manufacture in accordance with the terms of this revised schedule.

(g) *Cutting and slitting.* Nothing in this revised schedule shall restrict the cutting of any sheet size to sizes of which the parent size is a multiple, provided the parent size is manufactured in accordance with the provisions of this revised schedule, nor restrict the slitting to fractional width rolls of any parent

roll size manufactured in accordance with the provisions of this revised schedule on an order for roll paper; however, a special sheet size may not be cut from a standard or special roll size except in a quantity and under the conditions applying to a "special size" under B of the appropriate caption in the Appendix below.

(h) *Jobs and seconds.* Nothing in this revised schedule shall restrict the sale of "job lots" or "seconds," resulting from faulty manufacture or overruns customarily unacceptable to the buyer, which occur during a bona fide attempt to manufacture "book paper" according to the terms of this revised schedule, provided that the manufacturer clearly informs the purchaser that such paper is a "job lot" or "seconds" and so indicates on each package.

(i) *Exception for export.* Regardless of the foregoing provisions of this Revised Schedule and of the provisions of Limitation Order L-120, a person may manufacture for export (but may not without permission in writing by the Director General for Operations sell in the domestic market) any kind of "book paper for use in book publishing" in any size or basis weight required, regardless of quantity, provided all other provisions of this schedule are complied with.

(j) *Records and reports.*—(1) *Standard samples.* Each person who manufactures any kind of "book paper for use, in book publishing" shall keep readily available for inspection by the War Production Board, representative samples of each standard grade and each standard color of such grade selected by him under A (1) and A (2) of the appropriate caption.

(2) *Special making orders.* On and after the effective date of this revised schedule, each person who manufactures any "special making order" permitted under B of the appropriate caption of the Appendix below shall require from the buyer a statement to the effect that such order is purchased for use by one printer or publisher, shall keep such statement, together with a complete record of such order, readily available for inspection by the War Production Board, and shall submit reports of such orders to the Director General for Operations as he may from time to time require.

(3) *Export orders.* On and after the effective date of this revised schedule, each person who manufactures "book paper for use in book publishing" for export shall require from the buyer a statement to the effect that such paper is purchased for export, shall keep such statement, together with a complete record of the order against which such paper is manufactured, readily available for inspection by the War Production Board, and shall submit reports of such orders to the Director General for Operations as he may from time to time require.

(4) *Buyer's statement of use.* On and after the effective date of this revised schedule, each manufacturer, before filling any order for "book paper for use

in book publishing" manufactured after the effective date of this schedule, shall require from the buyer a statement that such order is for use in books or in publishing pamphlets for resale, and shall keep such statement, together with a complete record of such order, readily available for inspection by the War Production Board.

This revised schedule shall take effect five days after the date of issuance.

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 1 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 29th day of October 1942.

ERNEST KANZLER,
Director General for Operations.

APPENDIX TO REVISED SCHEDULE II TO LIMITATION ORDER L-120

STANDARDIZATION AND SIMPLIFICATION OF BOOK PAPER FOR USE IN BOOK PUBLISHING

UNCOATED ENGLISH (MACHINE) FINISH BOOK PAPERS

(Excluding those with 25 percent or more Rag Content)

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) Standard Grades: Not more than two, selected according to paragraph (c) of the foregoing schedule.

(2) Standard Colors: In the grades selected under A (1), White and India only.

(3) Standard Basis Weights (per 500 sheets 25" x 38"): 30, 35, 40, 45, 50, 60.

(4) Standard Sizes (in inches):

Sheets: 38 x 50, 41 x 61, 44 x 66, 46 x 60.

Rolls: Any dimension of a standard sheet size is a standard size for roll widths.

B. *Exceptions for "special making orders"* as defined in (a) (9) of the foregoing schedule:

(1) A Special Grade may be manufactured to fill a special making order, provided that:

(a) The quantity of such special grade is at least 20,000 pounds, all in either white or any one color, standard or special; and

(b) The quantity of each basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(2) A Special Color may be manufactured to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one grade; and

(b) The quantity of each basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(3) A Special Basis Weight may be manufactured to fill a special making order in a quantity of at least 10,000 pounds, and in at least 5,000 pounds of each item:

(a) In a standard grade; or a special grade in the quantities provided for under Exception (1) above; and

(b) In a standard color or white; or a special color in the quantities provided for under Exception (2) above.

(4) A Special Size may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of an item:

(a) In a standard grade, standard color or standard basis weight; or

(b) In a special grade, special color or special basis weight in the quantities provided for under Exceptions (1), (2) and (3) above.

(5) Basis Weights below 30 pound. No restriction on grade, basis weights or sizes in basis weights below 30 pound.

UNCOATED BOOK PAPERS, SUPERCALENDERED

(Excluding those with 25 per cent or more Rag Content)

A. Grades, Colors, Weights and Sizes for regular manufacture:

(1) Standard Grades: Not more than two, selected according to paragraph (c) of the foregoing schedule, provided they correspond to the two selected for Uncoated English (Machine) Finish Book Papers.

(2) Standard Colors: In the grades selected under A (1), White and India Only.

(3) Standard Basis Weights (per 500 sheets 25" x 38"): 45, 50 and 60.

(4) Standard Sizes (in inches):
Sheets: 38 x 50, 41 x 61, 44 x 66, 46 x 69.
Rolls: Any dimension of a standard sheet size is a standard size for roll widths.

B. Exceptions for "special making orders" as defined in (a) (9) of the foregoing schedule:

(1) A Special Grade may be manufactured to fill a special making order, provided that:

(a) The quantity of such special grade is at least 20,000 pounds, all in either White or any one color, standard or special; and

(b) The quantity of each basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(2) A Special Color may be manufactured to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one grade; and

(b) The quantity of each basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(3) A Special Basis Weight may be manufactured to fill a special making order in a quantity of at least 10,000 pounds, and in at least 5,000 pounds of each item:

(a) In a standard grade; or a special grade in the quantities provided for under Exception (1) above; and

(b) In a standard color or white; or a special color in the quantities provided for under Exception (2) above.

(4) A Special Size may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of an item:

(a) In a standard grade, standard color or standard basis weight; or

(b) In a special grade, special color or special basis weight in the quantities provided for under Exceptions (1), (2) and (3) above.

ANTIQUÉ (EGGSHELL) BOOK PAPERS (INCLUDING HIGH BULK)

(Excluding those with 25 percent or more Rag Content)

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) Standard Grades: Not more than two, selected according to paragraph (c) of the foregoing schedule, but only one may carry a watermark and/or a laid mark.

(A difference in bulk does not in itself constitute a difference in Grade.)

(2) Standard Colors: In the grades selected under A (1), White and India only.

(3) Standard Basis Weights (per 500 sheets 25" x 38"): 40, 45, 50, 60 and 70.

(4) Standard Sizes (in inches):
Sheets: 38 x 50, 41 x 61, 44 x 66, 46 x 69.

Rolls: Any dimension of a standard sheet size is a standard size for roll widths.

B. Exceptions for "Special making orders" as defined in (a) (9) of the foregoing schedule:

(1) A Special Grade may be manufactured to fill a special making order, provided that:

(a) The quantity of such special grade is at least 20,000 pounds, all in either white or any one color, standard or special; and

(b) The quantity of each basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(2) A Special Color may be manufactured to fill a special making order provided that:

(a) The quantity of each special color is at least 20,000 pounds, in one grade; and

(b) The quantity of each basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(3) A Special Basis Weight may be manufactured to fill a special making order in a quantity of at least 10,000 pounds, and in at least 5,000 pounds of each item:

(a) In a standard grade; or a special grade in the quantities provided for under Exception (1) above; and

(b) In a standard color or white; or a special color in the quantities provided for under Exception (2) above.

(4) A Special Size may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of an item:

(a) In a standard grade, standard color or standard basis weight; or

(b) In a special grade, special color or special basis weight in the quantities provided for under Exceptions (1), (2) and (3) above.

UNCOATED OFFSET BOOK PAPERS

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) Standard Grades: Not more than one, selected according to paragraph (c) of the foregoing schedule.

(2) Standard Colors: In the grade selected under A (1), White and India only.

(3) Standard Basis Weights (per 500 sheets 25" x 38"): 50, 60, 70, 80 and 100.

(4) Standard Sizes (in inches):
Sheets: 38 x 50, 41 x 61, 44 x 66, 46 x 69.

Rolls: Any dimension of a standard sheet size is a standard size for roll widths.

(5) Any fancy finish may be applied to any item conforming to the other conditions of this caption.

(6) No laid mark or other watermarks permitted.

(7) No supercalendered Offset Paper permitted.

B. Exceptions for "special making orders" as defined in (a) (9) of the foregoing schedule:

(1) A Special Grade may be manufactured to fill a special making order, provided that:

(a) The quantity of such special grade is at least 20,000 pounds, all in either White or any one color, standard or special; and

(b) The quantity of each basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(2) A Special Color may be manufactured to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one grade; and

(b) The quantity of each basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(3) A Special Basis Weight may be manufactured to fill a special making order in a quantity of at least 10,000 pounds, and in at least 5,000 pounds of each item:

(a) In a standard grade; or a special grade in the quantities provided for under Exception (1) above; and

(b) In a standard color or white; or a special color in the quantities provided for under Exception (2) above.

(4) A Special Size may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of an item:

(a) In a standard grade, standard color or standard basis weight; or

(b) In a special grade, special color or special basis weight in the quantities provided for under Exceptions (1), (2) and (3) above.

vided for under Exceptions (1), (2) and (3) above.

(5) Any fancy finish may be applied to any item conforming to the other conditions of this caption.

(6) A laid mark or other watermark may be incorporated in a special making order of 5,000 pounds or more of any item conforming to the other conditions of this caption.

(7) A Supercalender Finish may be applied to fill a special making order for 2,000 pounds or more of any item conforming to the other conditions of this caption.

GLOSSY COATED TWO SIDES BOOK PAPERS

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) Standard Grades: Not more than one selected according to paragraph (c) of the foregoing schedule.

(2) Standard Colors: In the grade selected under A (1), White, and Ivory and India only.

(3) Standard Basis Weights (per 500 sheets 25" x 38"): 60, 70, 80 and 100.

(4) Standard Sizes (in inches):
Sheets:

38 x 50, 41 x 61, 44 x 66, 46 x 69.

Rolls: Any dimension of a standard sheet size is a standard size for roll widths.

B. Exceptions for "special making orders" as defined in (a) (9) of the foregoing schedule:

(1) A Special Grade may be manufactured to fill a special making order, provided that:

(a) The quantity of such special grade is at least 20,000 pounds, all in either White or any one color, standard or special; and

(b) The quantity of each basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(2) A Special Color may be manufactured to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one grade; and

(b) The quantity of each basis weight is at least 10,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(3) A Special Basis Weight may be manufactured to fill a special making order in a quantity of at least 10,000 pounds, and in at least 5,000 pounds of each item:

(a) In a standard grade; or a special grade in the quantities provided for under Exception (1) above; and

(b) In a standard color or White; or a special color in the quantities provided for under Exception (2) above.

(4) A Special Size may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of an item:

(a) In a standard grade, standard color or standard basis weight; or

(b) In a special grade, special color or special basis weight in the quantities provided for under Exceptions (1), (2), and (3) above.

[F. R. Doc. 42-11036; Filed, October 23, 1942; 10:44 a. m.]

PART 1223—STANDARDIZATION AND SIMPLIFICATION OF PAPER

[Schedule III to Limitation Order L-120, as Amended and Revised October 23, 1942]

FINE WRITING PAPERS

Section 1223.4 *Schedule III to Limitation Order L-120* is hereby amended and revised to read as follows:

§ 1223.4 *Schedule III to Limitation Order L-120*—(a) *Definitions*. For the purpose of this schedule, including the Appendix:

(1) The term "fine writing papers" means and is limited to the kinds of paper commonly described and distributed in the paper trade by the names used as captions in the Appendix below.

(2) A "grade" means one particular quality within a kind of fine writing paper, such grade having the essential properties peculiar to such kind of paper and common to all grades within such kind, but distinguished from other such grades by a difference in the degree to which one or several of those common properties are emphasized. However, a difference in the degree to which any such property is emphasized, due only to a difference in ash content, in sizing, in the quantity of adhesive in the coating formula, or in the dyes used in the paper and/or coating shall not be considered as resulting in a different grade.

(3) "Color" means any hue of the spectrum, including but not limited to ivory, India and green-white tints, and black, but not including white.

(4) The term "substance weight" means the weight of a kind of "fine writing paper" in pounds per 500 sheets in the size indicated under the appropriate caption.

(5) An "item" means a quantity of paper all of which is of the same size, grain, substance weight, finish, color and grade.

(6) The term "standard" as applied to grade, color, substance weight, and size means, with respect to each manufacturer, a grade and color selected and a substance weight and size specified under A of the appropriate caption in the Appendix below.

(7) The term "special" as applied to grade, color, substance weight, and size means with respect to each manufacturer, any grade, color, substance weight or size that is not standard.

(8) The term "special making order" means a single order placed by a single buyer for manufacture at one time for use by one printer, converter or consumer.

(9) The term "manufacture" includes all making and finishing operations prior to packaging or packing.

(10) "Person" means any individual, partnership, association, or other form of enterprise, including within one "person" all affiliates, subsidiaries, individuals, corporations, partnerships, or other form of enterprise subject to a common executive or operating management or with a common sales organization.

(b) *Identification of the papers subject to this schedule*. It shall be the duty of each person who manufactures paper to determine in the first instance, but subject to review and official classification by the Director General for Operations at any time thereafter, under which caption of the Appendix, if any, belongs each of the "fine writing papers" manufactured by him. There shall be taken into account in such determination, and in any review and reclassification by the Director General for Operations, the designation by which the man-

ufacturer heretofore identified or distributed the paper in question, the common designation in the paper trade of similar papers selling within the same general price range as the paper in question, and the common designation in the paper trade of papers possessing the same general physical characteristics, manufactured by the same general processes, or commonly distributed and used for the same general uses as the paper in question. If a manufacturer is uncertain as to the proper caption under which to classify a particular kind of "fine writing paper," or whether a particular kind of paper is such a paper at all or belongs under any caption of the Appendix to this schedule, he may apply to the Director General for Operations, in writing, for an official classification of such paper, submitting with his application representative samples of the grade or grades in which he manufactures such paper, a full explanation of the processes by which he manufactures the same, the designation by which he has heretofore identified or distributed the same, the general uses for which it is intended, the general price range within which it is sold, and the types of papers with which it chiefly competes, and a full explanation of the reasons for his uncertainty. The Director General for Operations may on his own motion review a manufacturer's classification and substitute therefor an official classification. In any event, an official classification by the Director General for Operations by telegram or notice in writing sent to the manufacturer shall, unless and until the Director General for Operations shall amend or revise the same by telegram or notice in writing sent to the manufacturer, be conclusive.

(c) *Selection of grades for regular manufacture*. Each person who manufactures any kind of "fine writing paper" shall with respect to each such kind he manufactures, select such "grade" or "grades" thereof, not to exceed the number specified in A (1) of the appropriate caption of the Appendix below, as he may desire to adopt for regular manufacture, and shall forthwith notify the Director General for Operations of such selection on Form PD-589. The manufacturer may thereafter apply to the Director General for Operations for leave to amend the original selection by dropping a "grade" or "grades" and substituting another or others, but unless and until such leave is granted by the Director General for Operations in writing the original selection shall be and remain binding. Each person who regularly manufactures any Extra 100 percent rag content grade of any kind of "fine writing paper" shall notify, as above, the Director General for Operations thereof on Form PD-589, stating in addition in what respect each such grade differs from his standard 100 percent rag grade, submitting with his statement representative samples of each such grade and a list of sizes, weights and colors regularly manufactured.

(d) *Selection of colors for regular manufacture*. If by the terms of A (2) under the appropriate caption of the Appendix below a manufacturer is permit-

ted, with respect to a particular grade of a kind of "fine writing paper," to select a number of colors, each person who manufactures such grade, if he desires to manufacture such grade in colors, shall immediately select therefor such particular colors, not to exceed the number indicated in A (2) of the appropriate caption, as he may desire to adopt for regular manufacture, and shall forthwith notify the Director General for Operations of such selection, on Form PD-589. The manufacturer may thereafter apply to the Director General for Operations for leave to amend the original selection by dropping a color or colors and substituting another or others, but unless and until such leave is granted by the Director General for Operations in writing the original selection shall be and remain binding.

(e) *General limitations*. Except to the extent and upon the conditions indicated in paragraphs (f), (g), (h) and (i) of this revised schedule, or under B of the appropriate caption in the Appendix below, no person shall manufacture any kind of "fine writing paper" in any grade, color, substance weight or size other than those selected or specified as standard under A of the appropriate caption of the Appendix, or contrary to any other provision under A of the appropriate caption.

(f) *Tolerances and variations*. The prohibitions and restrictions of this revised schedule are subject to the normal tolerances customary in the manufacture of "fine writing papers" and to the normal variations in quantity manufactured customarily acceptable in the paper trade. Nothing in this revised schedule shall restrict the remaking, because of faulty manufacture or excessive under-run, of all or any part of a "special making order" accepted in good faith for manufacture in accordance with the terms of this revised schedule.

(g) *Cutting and slitting*. Nothing in this revised schedule shall restrict the cutting of any sheet size to sizes of which the parent size is a multiple, provided the parent size is manufactured in accordance with the provisions of this revised schedule, nor restrict the slitting to fractional width rolls of any parent roll size manufactured in accordance with the provisions of this revised schedule on an order for roll paper; however, a special sheet size may not be cut from a standard or special roll size except in a quantity and under the conditions applying to a "special size" under B of the appropriate caption in the Appendix below.

(h) *Jobs and seconds*. Nothing in this revised schedule shall restrict the sale of "job lots" or "seconds", resulting from faulty manufacture or overruns customarily unacceptable to the buyer, which occur during a bona-fide attempt to manufacture "fine writing paper" according to the terms of this revised schedule, provided that the manufacturer clearly informs the purchaser that such paper is a "job lot" or "seconds" and so indicates on each package.

(i) *Exception for export*. Regardless of the foregoing provisions of this revised schedule and of the provisions of Limita-

tion Order L-120, a person may manufacture for export (but may not without permission in writing by the Director General for Operations sell in the domestic market) any kind of "fine writing paper" in any size or substance weight required, regardless of quantity, provided all other provisions of this schedule are complied with; and further, bonds, ledgers and writings may be manufactured with any percent of rag content specified by any foreign government to fill a special making order for such government.

(3) *Records and Reports*—(1) *Standard samples*. Each person who manufactures any kind of "fine writing paper" shall keep, readily available for inspection by the War Production Board, representative samples of each standard grade and each standard color of such grade selected by him under A (1) and A (2) of the appropriate caption.

(2) *Special making orders*. On and after the effective date of this revised schedule, each person who manufactures any "special making order" permitted under B of the appropriate caption of the Appendix below shall require from the buyer a statement to the effect that such order is purchased for use by one printer, converter or consumer, shall keep such statement, together with a complete record of such order, readily available for inspection by the War Production Board, and shall submit reports of such orders to the Director General for Operations as he may from time to time require.

(3) *Export orders*. On and after the effective date of this revised schedule, each person who manufactures "fine writing paper" for export shall require from the buyer a statement to the effect that such paper is purchased for export and, in the case of a foreign government that such paper is purchased for such government, shall keep such statement, together with a complete record of the order against which such paper is manufactured readily available for inspection by the War Production Board, and shall submit reports of such orders to the Director General for Operations as he may from time to time require.

This revised schedule shall take effect five days after the date of issuance.

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 29th day of October 1942.

ERNEST KÄNZLER,
Director General for Operations.

APPENDIX TO REVISED SCHEDULE III TO LIMITATION ORDER L-120

FINE WRITING PAPERS

RAG CONTENT BOND PAPERS

A. Grades, Colors, Weights and Sizes for regular manufacture:

(1) Standard Grades: Any or all of the five following, selected in accordance with (c) of the foregoing Schedule:

- 25 percent rag content.
- 50 percent rag content.
- 75 percent rag content.

100 percent rag content.

Extra 100 percent rag content.

(2) Standard Colors: White, and Ivory and six other colors, selected according to paragraph (d) of the foregoing Schedule.

(3) Standard Weights (per 500 sheets 17" x 22"): for 100% rag content: Substance weights 13, 16, 20 and 24; for all other grades: Substance weights 13, 16, 20; and, if for use as a protective paper or for checks, Substance weight 24, provided that, before the sale thereof, the manufacturer shall require from the buyer a statement that the order is for use as a protective paper or for checks. The manufacturer shall keep such statement, together with a complete record of the order, readily available for inspection by the War Production Board.

Substance weight 11 is a standard weight for all grades in the typewriter sizes indicated in A (4).

(4) Standard Sizes (in inches):

For White and Ivory

Sheets: 17 x 22, 17 x 23, 19 x 24, 22 x 34, 24 x 38, 28 x 34, 34 x 44.

Rolls: None permitted as standard.

For Other Colors

Sheets: 17 x 22, 17 x 23, 19 x 24, 22 x 34, 24 x 38, 28 x 34.

Rolls: None permitted as standard.

Typewriter sizes may be made, if no larger than 8½ x 14 and no smaller than 7¼ x 10½.

(5) Standard Watermarks: A laid mark, or any mill watermarks used to identify standard mill grades; none otherwise.

(6) No restriction as to finish.

(7) Extra 100 percent rag content: If selected, unrestricted in any respect, except for the report required by paragraph (c) of the foregoing schedule.

B. Exceptions for "special making orders" as defined in (a) (8) of the foregoing schedule:

(1) Special Grades: A person may manufacture any grade listed in A (1) above, whether or not selected by him, in White or in any color and size to fill a special making order for the United States Government, provided the substance weight is standard.

(2) A Special Color may be manufactured, watermarked or unwatermarked, to fill a special making order, provided that:

(a) The quantity of each special color is at least 5,000 pounds in one standard grade; and

(b) The quantity of each standard weight is at least 5,000 pounds; and

(c) The quantity of each standard size is at least 1,000 pounds and the quantity of each special size is at least 2,000 pounds.

(3) No Special Weights permitted.

(4) A Special Size, either sheet or roll, may be manufactured to fill a special making order in a quantity of at least 2,000 pounds of a sheet size or at least 2,000 pounds of a roll width:

(a) In a standard grade, standard color or White and standard weight; or

(b) In a special color in the quantities provided for under Exception (2) above.

(5) A Special Watermark may be used in manufacturing a special making order, provided that:

(a) The quantity of paper made with any watermark or watermarks (name or design) is at least 2,000 pounds of a standard grade, standard color or White and standard weight, or in a special color in the quantity provided for under Exception (2) above; and

(b) The quantity of each standard sheet size is at least 1,000 pounds, and the quantity of each special sheet size is at least 2,000 pounds, or the quantity of each roll width is at least 2,000 pounds; and

(c) There is at least 2,000 pounds of continuous manufacture under one dandy roll without changing a mark.

NOTE: The provisions applying to Special Watermarks shall not prevent the manufacture of a rag content bond paper for a merchant's stock with a mark used to identify a merchant's regular stock line, provided such paper is manufactured in a standard grade, standard color or White, standard weight and standard size, and in the quantities required above for a Special Watermark; otherwise such merchant watermarks are subject to the provisions applying to a Special Watermark.

RAG CONTENT LEDGER PAPERS

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) Standard Grades: Not more than four of the following, selected according to Paragraph (c) of the foregoing Schedule:

- 25 percent rag content
- 50 percent rag content
- 75 percent rag content
- 85 percent rag content
- 100 percent rag content

and in addition to the four selected, Extra 100 percent rag content.

(2) Standard Colors: White and Blue, Buff and Green—White tint only.

(3) Standard Weights (per 500 sheets 17" x 22"): for 100% rag content: Substance weights 24, 28, 32 and 36; for all other grades: Substance weights 24, 28 and 32.

(4) Standard Sizes (in inches):

White and Colors

Sheets: 17 x 22, 17 x 23, 19 x 24, 22½ x 22½, 22 x 34, 24 x 33, 23 x 34.

Rolls: None permitted as standard.

(5) Standard Watermarks: A laid mark, or any mill watermarks used to identify standard mill grades; none otherwise.

(6) No restriction as to finish.

(7) Extra 100 percent rag content: unrestricted in any respect, except for the report required by paragraph (c) of the foregoing schedule.

B. Exceptions for "special making orders" as defined in (a) (8) of the foregoing schedule:

(1) Special Grades: A person may manufacture any grade listed in A (1) above, whether or not selected by him, in White or in any color and size to fill a special making order for the United States Government, provided the substance weight is standard.

(2) A Special Color may be manufactured, watermarked or unwatermarked, to fill a special making order, provided that:

(a) The quantity of each special color is at least 5,000 pounds in one standard grade; and

(b) The quantity of each standard weight is at least 5,000 pounds; and

(c) The quantity of each standard size is at least 1,000 pounds and the quantity of each special size is at least 2,000 pounds.

(3) No Special Weights permitted.

(4) A Special Size, either sheet or roll, may be manufactured to fill a special making order in a quantity of at least 2,000 pounds of a sheet size or at least 2,000 pounds of a roll width:

(a) In a standard grade, standard color or White and standard weight; or

(b) In a special color in the quantities provided for under Exception (2) above.

(5) A Special Watermark may be used in manufacturing a special making order, provided that:

(a) The quantity of paper made with any watermark or watermarks (name or design) is at least 2,000 pounds of a standard grade, standard color or White and standard weight, or in a special color in the quantity provided for under Exception (2) above; and

(b) The quantity of each standard sheet size is at least 1,000 pounds, and the quantity of each special sheet size is at least 2,000 pounds, or the quantity of each roll width is at least 2,000 pounds; and

(c) There is at least 2,000 pounds of continuous manufacture under one dandy roll without changing a mark.

NOTE: The provisions applying to Special Watermarks shall not prevent the manufacture of a Rag Content Ledger Paper for a merchant's stock with a mark used to identify a merchant's regular stock line, provided such paper is manufactured in a standard grade, standard color or White, standard weight and standard size, and in the quantities required above for a Special Watermark; otherwise such merchant watermarks are subject to the provisions applying to a Special Watermark.

RAG CONTENT LOOSE LEAF LEDGER PAPERS
(Including Machine Posting Ledger Papers)

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) Standard Grades: Not more than four of the following, selected according to paragraph (c) of the foregoing schedule.

- 25 percent rag content
- 50 percent rag content
- 75 percent rag content
- 85 percent rag content
- 100 percent rag content

and in addition to the four selected, Extra 100 percent rag content.

(2) Standard Colors: White, and six colors, selected according to paragraph (d) of the foregoing schedule.

(3) Standard Weights (per 500 sheets 17" x 22"): for 100% rag content: Substance weights 24, 28, 32 and 36; for all other grades: Substance weights 24, 28 and 32.

(4) Standard Sizes (in inches):

White and Colors

Sheets: 17½ x 22½, 19½ x 24½, 22½ x 22½, 22½ x 28½, 22½ x 35, 24½ x 24½, 24½ x 28½, 24½ x 39.

Rolls: None permitted as standard.

(5) Standard Watermarks: A laid mark, or any mill watermarks used to identify standard mill grades; none otherwise.

(6) No restriction as to finish.

(7) Extra 100 percent rag content: Unrestricted in any respect, except for the report required by paragraph (c) of the foregoing schedule.

B. Exceptions for "special making orders" as defined in (a) (8) of the foregoing schedule:

(1) Special Grades: A person may manufacture any grade listed in A (1) above, whether or not selected by him, in White or in any color and size to fill a special making order for the United States Government, provided the substance weight is standard.

(2) A Special Color may be manufactured, watermarked or unwatermarked, to fill a special making order, provided that:

(a) The quantity of each special color is at least 5,000 pounds in one standard grade; and

(b) The quantity of each standard weight is at least 5,000 pounds; and

(c) The quantity of each standard size is at least 1,000 pounds and the quantity of each special size is at least 2,000 pounds.

(3) No Special Weights permitted.

(4) A Special Size, either sheet or roll, may be manufactured to fill a special making order in a quantity of at least 2,000 pounds of a sheet size or at least 2,000 pounds of a roll width:

(a) In a standard grade, standard color or White and standard weight; or

(b) In a special color in the quantities provided for under Exception (2) above.

(5) A Special Watermark may be used in manufacturing a special making order, provided that:

(a) The quantity of paper made with any watermark or watermarks (name or design) is at least 2,000 pounds of a standard grade, standard color or White and standard weight,

or in a special color in the quantity provided for under Exception (2) above; and

(b) The quantity of each standard sheet size is at least 1,000 pounds, and the quantity of each special sheet size is at least 2,000 pounds, or the quantity of each roll width is at least 2,000 pounds; and

(c) There is at least 2,000 pounds of continuous manufacture under one dandy roll without changing a mark.

NOTE: The provisions applying to Special Watermarks shall not prevent the manufacture of a Rag Content Loose Leaf Ledger Paper or Machine Posting Ledger Paper for a merchant's stock with a mark used to identify a merchant's regular stock line, provided such paper is manufactured in a standard grade, standard color or White, standard standard size, and in the quantities required above for a Special Watermark; otherwise such merchant watermarks are subject to the provisions applying to a Special Watermark.

RAG CONTENT WRITING PAPERS

(Including Linens)

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) Standard Grades: Not more than three, selected (by percentage of rag content) according to paragraph (c) of the foregoing schedule.

(2) Standard Colors: White, and ivory and three other colors selected according to paragraph (d) of the foregoing schedule.

(3) Standard Weights (per 500 sheets 17" x 22"): Substance weights 20 and 24.

(4) Standard Sizes (in inches):

White and Colors

Sheets: 17 x 22, 17 x 28, 19 x 24, 22 x 34.

Rolls: None permitted as standard.

(5) Standard Watermarks: A laid mark, or any mill watermarks used to identify standard mill grades; none otherwise.

(6) No restriction as to finish.

B. Exceptions for "special making orders" as defined in (a) (8) of the foregoing schedule:

(1) A Special Grade may be manufactured in White or in any color or size to fill a special making order for the United States Government, provided the substance weight is standard.

(2) A Special Color may be manufactured, watermarked or unwatermarked, to fill a special making order, provided that:

(a) The quantity of each special color is at least 5,000 pounds in one standard grade; and

(b) The quantity of each standard weight is at least 5,000 pounds; and

(c) The quantity of each standard size is at least 1,000 pounds and the quantity of each special size is at least 2,000 pounds.

(3) No Special Weights permitted.

(4) A Special Size, either sheet or roll, may be manufactured to fill a special making order in a quantity of at least 2,000 pounds of a sheet size or at least 2,000 pounds of a roll width:

(a) In a standard grade, standard color or White and standard weight; or

(b) In a special color in the quantities provided for under Exception (2) above.

(5) A Special Watermark may be used in manufacturing a special making order, provided that:

(a) The quantity of paper made with any watermark or watermarks (name or design) is at least 2,000 pounds of a standard grade, standard color or White and standard weight, or in a special color in the quantity provided for under Exception (2) above; and

(b) The quantity of each standard sheet size is at least 1,000 pounds, and the quantity of each special sheet size is at least 2,000 pounds, or the quantity of each roll width is at least 2,000 pounds; and

(c) There is at least 2,000 pounds of continuous manufacture under one dandy roll without changing a mark.

NOTE: The provisions applying to Special Watermarks shall not prevent the manufacture of a Rag Content Writing Paper for a merchant's stock with a mark used to identify a merchant's regular stock line, provided such paper is manufactured in a standard grade, standard color or White, standard weight and standard size, and in the quantities required above for a Special Watermark; otherwise such merchant watermarks are subject to the provisions applying to a Special Watermark.

RAG CONTENT ONION SKIN PAPERS

(Including Manifold Papers)

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) Standard Grades: Any or all of the three following, selected in accordance with (c) of the foregoing schedule.

25 percent rag content.

75 percent rag content (White only).

100 percent rag content.

(2) Standard Colors: White and six colors, selected according to paragraph (d) of the foregoing schedule.

(3) Standard Weights (per 500 sheets 17" x 22"): Substance Weights 7 to 9 inclusive.

(4) Standard Sizes (in inches):

For White

Sheets: 21 x 32, 22 x 34, 24 x 38, 26 x 34, 28 x 34.

Rolls: None permitted as standard.

For Colors

Sheets: 22 x 34, 24 x 38, 28 x 34.

Rolls: None permitted as standard.

Typewriter sizes may be made, if no larger than 8½ x 14 and no smaller than 7¼ x 10½.

5. Standard Watermarks: A laid mark, or any mill watermarks used to identify standard mill grades; none otherwise.

(6) No restriction as to finish.

B. Exceptions for "special making orders" as defined in (a) (8) of the foregoing schedule:

(1) Special Grades: Any person may manufacture any grade listed in A (1) above, whether or not selected by him, and in addition 50 percent rag content, in White or in any color and size, to fill a special making order for the United States Government, provided the substance weight is standard.

(2) A Special Color may be manufactured, watermarked or unwatermarked, to fill a special making order, provided that:

(a) The quantity of each special color is at least 5,000 pounds in one standard grade; and

(b) The quantity of each standard weight is at least 5,000 pounds; and

(c) The quantity of each item is at least 500 pounds.

(3) No Special Weights permitted.

(4) A Special Size, either sheet or roll, may be manufactured to fill a special making order in a quantity of at least 500 pounds of a sheet size or at least 500 pounds of a roll width:

(a) In a standard grade, standard color or White, standard weight and one finish; or

(b) In a special color in the quantities provided for under Exception (2) above.

(5) A Special Watermark may be used in manufacturing a special making order, provided that:

(a) The quantity of paper made with any watermark or watermarks (name or design) is at least 1,000 pounds of a standard grade, standard color or White and standard weight, or in a special color in the quantity provided for under Exception (2) above; and

(b) The quantity of each item is at least 500 pounds; and

(c) There is at least 1,000 pounds of continuous manufacture under one dandy roll without changing a mark.

NOTE: The provisions applying to Special Watermarks shall not prevent the manufacture of a Rag Content Onion Skin Paper for a merchant's stock with a mark used to identify a merchant's regular stock line, provided such paper is manufactured in a standard grade, standard color or White, standard weight and standard size, and in the quantities required above for a Special Watermark; otherwise such merchant watermarks are subject to the provisions applying to a Special Watermark.

RAG CONTENT WEDDING PAPERS

(Including Wedding Bristols)

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) Standard Grades: Not more than three, selected (by percentage of rag content) according to paragraph (c) of the foregoing schedule.

(2) Standard Colors: White, and Ivory only.

(3) Standard Weights (per 500 sheets): substance weights (17" x 22")—28, 32 and 36; substance weights (22½" x 28½")—120, 140 and 160.

Pasted weights may be supplied in multiples of standard weights.

(4) Standard Sizes (in inches):

For White

Sheets: 22 x 34, 22½ x 28½.

Rolls: None permitted as standard.

For Ivory

Sheets: 22 x 34.

Rolls: None permitted as standard.

(5) Standard Watermarks: A laid mark, or any mill watermarks used to identify standard mill grades; none otherwise.

(6) No restriction as to finish.

(7) Extra 100 percent rag content: If selected, unrestricted in any respect, except for the report required by paragraph (c) of the foregoing schedule.

B. Exceptions for "special making orders" as defined in (a) (8) of the foregoing schedule:

(1) A Special Grade may be manufactured in White or in any color or size to fill a special making order for the United States Government, provided the substance weight is standard.

(2) A Special Color may be manufactured, watermarked or unwatermarked, to fill a special making order, provided that:

(a) The quantity of each special color is at least 5,000 pounds in one standard grade; and

(b) The quantity of each standard weight is at least 5,000 pounds; and

(c) The quantity of each standard size is at least 1,000 pounds and the quantity of each special size is at least 2,000 pounds.

(3) No Special Weights permitted.

(4) A Special Size, either sheet or roll, may be manufactured to fill a special making order in a quantity of at least 2,000 pounds of a sheet size or at least 2,000 pounds of a roll width:

(a) In a standard grade, standard color or White and standard weight; or

(b) In a special color in the quantities provided for under Exception (2) above.

(5) A Special Watermark may be used in manufacturing a special making order, provided that:

(a) The quantity of paper made with any watermark or watermarks (name or design) is at least 2,000 pounds of a standard grade, standard color or White and standard weight, or in a special color in the quantity provided for under Exception (2) above; and

(b) The quantity of each standard sheet size is at least 1,000 pounds, and the quantity of each special sheet size is at least 2,000 pounds, or the quantity of each roll width is at least 2,000 pounds; and

(c) There is at least 2,000 pounds of continuous manufacture under one dandy roll without changing a mark.

NOTE: The provisions applying to Special Watermarks shall not prevent the manufacture of a Rag Content Wedding Paper for a merchant's stock with a mark used to identify a merchant's regular stock line, provided such paper is manufactured in a standard grade, standard color or White, standard weight and standard size, and in the quantities required above for a Special Watermark; otherwise such merchant watermarks are subject to the provisions applying to a Special Watermark.

RAG CONTENT INDEX

A. Grades, Colors, Weights and Sizes for regular manufacture:

(1) Standard Grades: Not more than four of the following, selected according to paragraph (c) of the foregoing schedule.

25 percent rag content.

50 percent rag content.

75 percent rag content.

100 percent rag content.

Extra 100 percent rag content.

(2) Standard Colors: White, and six colors, selected according to paragraph (d) of the foregoing schedule.

(3) Standard Weights (per 500 sheets 25½" x 30½"): Substance weights 80, 110, 140 and 170.

(4) Standard Sizes (in inches):

White and Colors

Sheets: 20½ x 24½, 25½ x 30½.

Rolls: None permitted as standard.

(5) No restrictions as to finish.

(6) Extra 100 percent rag content: If selected, unrestricted in any respect, except for the report required by paragraph (c) of the foregoing schedule.

B. Exceptions for "Special Making Orders" as defined in (a) (8) of the foregoing schedule:

(1) Special Grades: A person may manufacture any grade listed in A (1) above, whether or not selected by him, in White or in any color and size to fill a special making order for the United States Government, in a standard substance weight, or in substance weight 220 in a quantity of at least 5,000 pounds.

(2) A Special Color may be manufactured to fill a special making order, provided that:

(a) The quantity of each special color is at least 5,000 pounds in one standard grade; and

(b) The quantity of each standard weight or substance weight 220 is at least 5,000 pounds; and

(c) The quantity of each standard size is at least 1,000 pounds in one standard grade; each special size is at least 2,000 pounds.

(3) Special Weights: Substance weight 220 may be manufactured to fill a special making order in a quantity of at least 5,000 pounds, in a standard grade, standard color or White or a special color, provided the quantity of each standard size is at least 1,000 pounds and the quantity of each special size is at least 2,000 pounds.

(4) A Special Size, either sheet or roll, may be manufactured to fill a special making order in a quantity of at least 2,000 pounds of a sheet size or at least 2,000 pounds of a roll width:

(a) In a standard grade, standard color or white and standard weight; or

(b) In a special color, or in substance weight 220, in the quantities provided for under Exceptions (2) and (3) above.

BASE STOCK FOR BLUEPRINT AND DIRECT LINE PAPERS

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) Standard Grades: Any or all of the four following, selected in accordance with (c) of the foregoing schedule.

100 percent rag content.

50 percent rag content.

25 percent rag content.

No rag content.

(2) Standard Colors: No restrictions.

(3) Standard Weights (per 500 sheets 17" x 22"): 100 percent rag content: substance weights 17, 20½ and 24; for all other grades: substance weights 17 and 20½.

(4) Standard Sizes:

Rolls only: 24, 30, 36, 42, 48, and 54 inches wide.

B. Exceptions for "special making orders" as defined in (a) (8) of the foregoing schedule:

(1) Special Grades: Variations only because of different treatment in the beater or on the paper machine, or the use of different non-fibrous materials shall not be considered as resulting in a different grade.

(2) No Special Weights permitted.

(3) Special Width Rolls may be manufactured to fill a special making order in a quantity of 10,000 pounds, in a standard grade, in one shade and standard weight.

BASE STOCK FOR NEGATIVE PAPERS

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) Standard Grades: Only the one following, if selected in accordance with (c) of the foregoing schedule: 100 percent rag content.

(2) Standard Colors: No restrictions.

(3) Standard Weights (per 500 sheets 17" x 22"): Substance weight 14.

(4) Standard Sizes:

Rolls only: 24, 30, 36, 42, 48, and 54 inches wide.

B. Exceptions for "special making orders" as defined in (a) (8) of the foregoing schedule:

(1) Special Grades: Variations only because of different treatment in the beater or on the paper machine, or the use of different non-fibrous materials shall not be considered as resulting in a different grade.

(2) No Special Weights permitted.

(3) Special Width Rolls may be manufactured to fill a special making order in a quantity of 10,000 pounds, in a standard grade, in one shade and standard weight.

RAG CONTENT ANTIQUE (MACHINE FINISH) COVER PAPERS

(Excluding Manuscript Covers)

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) Standard Grades: Not more than two, selected (by percentage of rag content) according to paragraph (d) of the foregoing schedule.

(2) Standard Colors: White, and six colors in addition to either Ivory or India; or five colors in addition to Ivory and India, selected according to paragraph (c) of the foregoing schedule.

(3) Standard Weights (per 500 sheets 20" x 28"): Substance weights 50, 65, 80, and 130, and weights made by pasting any of these substances.

(4) Standard Sizes (in inches):

White and Colors

Sheets: 20 x 28, 23 x 35, 28 x 40.

Rolls: None permitted as standard.

(5) Any secondary finish may be applied to any item conforming to the other conditions of this caption.

B. *Exceptions for "special making orders"* as defined in (a) (8) of the foregoing schedule:

(1) A Special Grade may be manufactured in White or in any color or size to fill a special making order for the United States Government, provided the substance weight is standard.

(2) A Special Color may be manufactured to fill a special making order, provided that:

(a) The quantity of each special color is at least 5,000 pounds in one standard grade; and

(b) The quantity of each standard weight is at least 5,000 pounds; and

(c) The quantity of each standard size is at least 1,000 pounds and the quantity of each special size is at least 2,000 pounds.

(3) No Special Weights permitted.

(4) A Special Size, either sheet or roll, may be manufactured to fill a special making order in a quantity of at least 2,000 pounds of a sheet size or at least 2,000 pounds of a roll width:

(a) In a standard grade, standard color or White and standard weight; or

(b) In a special color in the quantities provided for under Exception (2) above.

CHEMICAL WOOD PULP ANTIQUE (MACHINE FINISH) COVER PAPERS

(Including Ground Wood Content Cover Papers but Excluding Manuscript Covers)

A. *Grades, Colors, Weights, and Sizes for regular manufacture:*

(1) Standard Grades:

Chemical Wood Pulp: Not more than two;
Ground Wood Content: Not more than one;

selected according to paragraph (c) of the foregoing schedule.

(2) Standard Colors: White, and six colors in addition to either Ivory or India; or five colors in addition to Ivory and India; selected according to paragraph (d) of the foregoing schedule.

(3) Standard Weights (per 500 sheets 20" x 26"):

Chemical Wood Pulp: Substance Weights 50, 65, 80 and 130, and weights made by pasting any of these substances.

Ground Wood Content: Substance Weights 40, 50, 65, 80 and 130, and weights made by pasting any of these substances.

(4) Standard Sizes (in inches):

White and Colors

Sheets: 20 x 26, 23 x 35, 26 x 40.

Rolls: None permitted as standard.

(5) Any secondary finish may be applied to any item conforming to the other conditions of this caption.

B. *Exceptions for "special making orders"* as defined in (a) (8) of the foregoing schedule:

(1) A Special Grade may be manufactured in White or in any color or size to fill a special making order for the United States Government, provided the substance weight is standard.

(2) A Special Color may be manufactured to fill a special making order, provided that:

(a) The quantity of each special color is at least 5,000 pounds in one standard grade; and

(b) The quantity of each standard weight is at least 5,000 pounds; and

(c) The quantity of each standard size is at least 1,000 pounds and the quantity of each special size is at least 2,000 pounds.

(3) No Special Weights permitted.

(4) A Special Size, either sheet or roll, may be manufactured to fill a special making order in a quantity of at least 2,000 pounds of a sheet size or at least 2,000 pounds of a roll width:

(a) In a standard grade, standard color or White and standard weight; or

(b) In a special color in the quantities provided for under Exception (2) above.

SPECIALTY COVER PAPERS

(Coated, Embossed or Decorative Specialty Covers, and including "S. and S. C. Cover")

A. *Grades, Colors, Weights, and Sizes for regular manufacture:*

(1) Standard Grades: With respect to each manufacturer, any grade or grades regularly stocked as an established cover line as of December 1, 1941, selected in accordance with paragraph (c) of the foregoing schedule.

(2) Standard Colors: White, and six colors in addition to Ivory or India or five colors in addition to Ivory and India, selected according to paragraph (c) of the foregoing schedule.

(3) Standard Weights: With respect to each manufacturer and each standard grade under A (1), any weight regularly stocked as of December 1, 1941, such weight or weights to be reported to the Director General for Operations, as standard for each such grade.

(4) Standard Sizes: With respect to each manufacturer and each standard grade under A (1), any size regularly stocked as of December 1, 1941, such size or sizes to be reported to the Director General for Operations, as standard for each such grade.

B. *Exceptions for "special making orders"* (as defined in (a) (viii) of the foregoing schedule):

(1) Any Grade of Specialty Cover Papers may be manufactured by any person to fill a special making order, provided that:

(a) The quantity of such grade is at least 5,000 pounds, all in either White or any one color and finish; and

(b) The quantity of each substance weight is at least 5,000 pounds; and

(c) The quantity of each item is at least 2,000 pounds; and

(d) Such person can show that such grade was manufactured by some person prior to December 1, 1941.

(2) A Special Size, either sheet or roll, may be manufactured to fill a special making order in a quantity of at least 2,000 pounds of an item in a standard grade, standard color or White and standard weight.

CHEMICAL WOOD PULP BOND PAPERS

A. *Grades, Colors, Weights, and Sizes for regular manufacture.*

(1) Standard Grades: Not more than three, selected according to paragraph (c) of the foregoing schedule.

(2) Standard Colors: White, and Ivory and six other colors, selected according to paragraph (d) of the foregoing schedule.

(3) Standard Weights (per 500 sheets 17" x 22"): Substance weights 13, 16 and 20; and, if for use as a protective paper or for checks, or for use on an addressing machine, substance weight 24, provided that before the sale thereof, the manufacturer shall require from the buyer a statement that the order is for use as a protective paper or for checks or for use on an addressing machine. The manufacturer shall keep such statement, together with a complete record of the order, readily available for inspection by the War Production Board.

(4) Standard Sizes (in inches):

For White and Ivory

Sheets: 17 x 22, 17 x 28, 19 x 24, 22 x 34, 24 x 38, 28 x 34, 34 x 44.

Rolls: None permitted as standard.

For Other Colors

Sheets: 17 x 22, 17 x 28, 19 x 24, 22 x 34, 24 x 38, 28 x 34.

Rolls: None permitted as standard.

Typewriter sizes may be made, if no larger than 8½ x 14 and no smaller than 7¼ x 10½.

(5) Standard Watermarks: A laid mark, or any mill watermarks used to identify standard mill grades; none otherwise.

(6) No restriction as to finish.

B. *Exceptions for "special making orders"* as defined in (a) (8) of the foregoing schedule:

(1) A Special Grade may be manufactured in White or in any color or size to fill a special making order, for the United States Government, provided the substance weight is standard.

(2) A Special Color may be manufactured, watermarked or unwatermarked, to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one standard grade; and

(b) The quantity of each standard weight is at least 10,000 pounds; and

(c) The quantity of each standard size is at least 2,000 pounds and the quantity of each special sheet size is at least 5,000 pounds and the quantity of each roll width is at least 2,000 pounds.

(3) No Special Weights permitted.

(4) A Special Size, either sheet or roll, may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of a sheet size or at least 2,000 pounds of a roll width:

(a) In a standard grade, standard color or white and standard weight; or

(b) In a special color in the quantities provided for under Exception (2) above.

(5) A Special Watermark may be used in manufacturing a special making order, provided that:

(a) The quantity of paper made with any one watermark (name or design) is at least 5,000 pounds of a standard grade, standard color or white and standard weight, or in a special color in the quantities provided for under Exception (2) above; and

(b) The quantity of each standard sheet size in white or a standard color is at least 1,000 pounds, and the quantity of each special sheet size is at least 5,000 pounds, and the quantity of each roll width is at least 2,000 pounds; and

(c) There is at least 5,000 pounds of continuous manufacture under one dandy roll.

NOTE: The provisions applying to Special Watermarks shall not prevent the manufacture of a Chemical Wood Pulp Bond Paper for a merchant's stock with a mark used to identify a merchant's regular stock line, provided such paper is manufactured in a standard grade, standard color or white, standard weight and standard size, and in the quantities required above for a Special Watermark; otherwise such merchant watermarks are subject to the provisions applying to a Special Watermark.

CHEMICAL WOOD PULP LEDGER PAPERS

A. *Grades, Colors, Weights, and Sizes for regular manufacture:*

(1) Standard Grades: Not more than three, selected according to paragraph (c) of the foregoing schedule.

(2) Standard Colors: White, and Buff and Green-White tint only.

(3) Standard Weights (per 500 sheets 17" x 22"): Substance Weights 24, 28 and 32.

(4) Standard Sizes (in inches):

White and Colors

Sheets: 17 x 22, 17 x 28, 19 x 24, 22 x 34, 24 x 38, 28 x 34, 22½ x 22½, 23½ x 34½, 24½ x 24½, 24½ x 39.

Rolls: None permitted as standard.

(5) Standard Watermarks: A laid mark, or any mill watermarks used to identify standard mill grades; none otherwise.

(6) No restriction as to finish.

B. Exceptions for "special making orders" as defined in (a) (8) of the foregoing schedule:

(1) A Special Grade may be manufactured in white or in any color or size to fill a special making order for the United States Government, provided the substance weight is standard.

(2) A Special Color may be manufactured, watermarked or unwatermarked, to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one standard grade; and

(b) The quantity of each standard weight is at least 10,000 pounds; and

(c) The quantity of each standard size is at least 2,000 pounds and the quantity of each special sheet size is at least 5,000 pounds and the quantity of each roll width is at least 2,000 pounds.

(3) No Special Weights permitted.

(4) A Special Size, either sheet or roll, may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of a sheet size or at least 2,000 pounds of a roll width.

(a) In a standard grade, standard color or White and standard weight; or

(b) In a special color in the quantities provided for under Exception (2) above.

(5) A Special Watermark may be used in manufacturing a special making order, provided that:

(a) The quantity of paper made with any one watermark (name or design) is at least 5,000 pounds of a standard grade, standard color or White and standard weight, or in a special color in the quantities provided for under Exception (2) above; and

(b) The quantity of each standard sheet size in White or a standard color is at least 1,000 pounds, and the quantity of each special sheet size is at least 5,000 pounds, and the quantity of each roll width is at least 2,000 pounds; and

(c) There is at least 5,000 pounds of continuous manufacture under one dandy roll.

NOTE: The provisions applying to Special Watermarks shall not prevent the manufacture of a Chemical Wood Pulp Ledger Paper for a merchant's stock with a mark used to identify a merchant's regular stock line, provided such paper is manufactured in a standard grade, standard color or White, standard weight and standard size, and in the quantities required above for a Special Watermark; otherwise such merchant watermarks are subject to the provisions applying to a Special Watermark.

CHEMICAL WOOD PULP WRITING PAPERS (Wove)

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) Standard Grades: Not more than two, selected according to paragraph (c) of the foregoing schedule.

(2) Standard Colors: White only.

(3) Standard Weights (per 500 sheets 17" x 22"): Substance weights 16 and 20; and, if for use as a protective paper or for checks, or for use on an addressing machine, substance weight 24, provided that, before the sale thereof, the manufacturer shall require from the buyer a statement that the order is for use as a protective paper or for checks or for use on an addressing machine. The manufacturer shall keep such statement, together with a complete record of the order, readily available for inspection by the War Production Board.

(4) Standard Sizes (in inches):

Sheets: 17 x 22, 17 x 28, 19 x 24, 22 x 34, 24 x 38, 28 x 34.

Rolls: None permitted as standard.

(5) Standard Watermarks: Any mill watermarks if used to identify standard mill grades; none otherwise.

(6) No restriction as to finish.

B. Exceptions for "special making orders" as defined in (a) (8) of the foregoing schedule:

(1) A Special Grade may be manufactured in White or in any color or size to fill a special making order for the United States Government, provided the substance weight is standard.

(2) A Special Color may be manufactured, watermarked or unwatermarked, to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one standard grade; and

(b) The quantity of each standard weight is at least 10,000 pounds; and

(c) The quantity of each standard size is at least 2,000 pounds and the quantity of each special sheet size is at least 5,000 pounds and the quantity of each roll width is at least 2,000 pounds.

(3) No Special Weights permitted.

(4) A Special Size, either sheet or roll, may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of a sheet size or at least 2,000 pounds of a roll width:

(a) In a standard grade, White and standard weight; or

(b) In a special color in the quantities provided for under Exception (2) above.

(5) A Special Watermark may be used in manufacturing a special making order, provided that:

(a) The quantity of paper made with any one watermark (name or design) is at least 5,000 pounds of a standard grade, White and standard weight; or in a special color in the quantities provided for under Exception (2) above; and

(b) The quantity of each standard sheet size in White is at least 1,000 pounds, and the quantity of each special sheet size is at least 5,000 pounds, and the quantity of each roll width is at least 2,000 pounds; and

(c) There is at least 5,000 pounds of continuous manufacture under one dandy roll.

NOTE: The provisions applying to Special Watermarks shall not prevent the manufacture of a Chemical Wood Pulp Writing Paper for a merchant's stock with a mark used to identify a merchant's regular stock line, provided such paper is manufactured in a standard grade, White, standard weight and standard size, and in the quantities required above for a Special Watermark; otherwise such merchant watermarks are subject to the provisions applying to a Special Watermark.

REGISTER, CONTINUOUS ROLL, AND SALES BOOK CHEMICAL WOOD PULP LOND PAPERS

A. Grades, Colors, Weights and Sizes for regular manufacture and to be distributed only to fill a special making order or orders as defined in (a) (viii) in the foregoing schedule:

(1) Standard Grades: Not more than one, selected according to paragraph (c) of the foregoing schedule.

(2) Standard Colors: White and five colors selected according to paragraph (d) of the foregoing schedule.

(3) Standard Weights (per 500 sheets 17" x 22"): Substance weights, 10, 12, 16 and 20.

(4) Standard Sizes: Any size, sheet or roll, if manufactured in a quantity of at least 5,000 pounds of a sheet item or 2,000 pounds of a roll item.

(5) Standard Watermarks: None permitted.

B. Exceptions for "special making orders" as defined in (a) (8) of the foregoing schedule:

(1) A Special Grade may be manufactured in White or in any color or size to fill a special making order for the United States Government, provided the substance weight is standard.

(2) A Special Color may be manufactured, watermarked or unwatermarked, to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one standard grade; and

(b) The quantity of each standard weight is at least 10,000 pounds; and

(c) The quantity of each sheet size is at least 5,000 pounds and the quantity of each roll width is at least 2,000 pounds

(3) No Special Weights permitted.

(4) Special Sizes: Only as permitted under A (4) above.

(5) A Special Watermark may be used in manufacturing a special making order, provided that:

(a) The quantity of paper made with any one watermark (name or design) is at least 5,000 pounds of a standard grade, standard color or White and standard weight; or in a special color in the quantities provided for under Exception (2) above; and

(b) The quantity of each sheet size is at least 5,000 pounds and the quantity of each roll width is at least 2,000 pounds.

CHEMICAL WOOD PULP MANFOLD PAPERS

(Including Onion Skin Papers)

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) Standard Grades: Not more than three, selected according to paragraph (c) of the foregoing schedule.

(2) Standard Colors: White and six colors, selected according to paragraph (d) of the foregoing schedule.

(3) Standard Weights (per 500 sheets 17" x 22"): Substance weights 7 to 10 inclusive.

(4) Standard Sizes (in inches):

White

Sheets: 21 x 32, 22 x 34, 24 x 38, 26 x 34, 28 x 34.

Rolls: None permitted as standard.

Colors

Sheets: 22 x 34, 24 x 38, 28 x 34.

Rolls: None permitted as standard.

Typewriter sizes may be made, if no larger than 8½ x 14 and no smaller than 7¼ x 10½.

(5) Standard Watermarks: Any laid mark, or any mill watermarks used to identify standard mill grades; none otherwise.

(6) No restriction as to finish.

B. Exceptions for "special making orders" as defined in (a) (8) of the foregoing schedule:

(1) A Special Grade may be manufactured in White or in any color or size to fill a special making order for the United States Government, provided the substance weight is standard.

(2) A Special Color may be manufactured, watermarked or unwatermarked, to fill a special making order, provided that:

(a) The quantity of each special color is at least 5,000 pounds in one standard grade; and

(b) The quantity of each standard weight is at least 5,000 pounds; and

(c) The quantity of each item is at least 1,000 pounds.

(3) No Special Weights permitted.

(4) A Special Size, either sheet or roll, may be manufactured to fill a special making order in a quantity of at least 1,000 pounds of a sheet size or at least 1,000 pounds of a roll width:

(a) In a standard grade, standard color or White, and standard weight and one finish; or

(b) In a special color in the quantities provided for under Exception (2) above.

(5) A Special Watermark may be used in manufacturing a special making order, provided that:

(a) The quantity of paper made with any one watermark (name or design) is at least 2,000 pounds of a standard grade, standard

color or White and standard weight; or in a special color in the quantities provided for under Exception (2) above; and

(b) The quantity of each item is at least 1,000 pounds; and

(c) There is at least 2,000 pounds of continuous manufacture under one dandy roll.

NOTE: The provisions applying to Special Watermarks shall not prevent the manufacture of a Chemical Wood Pulp Manifold Paper for a merchant's stock with a mark used to identify a merchant's regular stock line, provided such paper is manufactured in a standard grade, standard color or White, standard weight and standard size, and in the quantities required above for a Special Watermark; otherwise such merchant watermarks are subject to the provisions applying to a Special Watermark.

CHEMICAL WOOD PULP MIMEOGRAPH PAPERS

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) Standard Grades: Not more than two, selected according to paragraph (c) of the foregoing schedule.

(2) Standard Colors: White, and six colors, selected according to paragraph (d) of the foregoing schedule.

(3) Standard Weights (per 500 sheets 17" x 22"): Substance weights 16 and 20.

(4) Standard Sizes (in inches):

White and Colors

Sheets: 17 x 22, 17 x 28, 22 x 34, 28 x 34.

Rolls: None permitted as standard.

Typewriter sizes may be made, if no larger than 8½ x 14 and no smaller than 7¼ x 10½.

(5) Standard Watermarks: A laid mark, or any mill watermarks used to identify standard mill grades; none otherwise.

B. Exceptions for "special making orders" as defined in (a) (8) of the foregoing schedule:

(1) A Special Grade may be manufactured to fill a special making order for the United States Government in White or in any color or size, in any standard substance weight, or in substance weight 18 in a quantity of at least 10,000 pounds.

(2) A Special Color may be manufactured, watermarked or unwatermarked, to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one standard grade; and

(b) The quantity of each standard weight is at least 10,000 pounds; and

(c) The quantity of each standard size is at least 2,000 pounds and the quantity of each special sheet size is at least 5,000 pounds and the quantity of each roll width is at least 2,000 pounds in a standard weight; or, if in substance weight 18, the quantity of each item is at least 5,000 pounds.

(3) Special Weights: Substance weight 18 may be manufactured to fill a special making order in a quantity of at least 10,000 pounds, and in at least 5,000 pounds of each item:

(a) In a standard grade and a standard color or White; or

(b) In a special color in the quantities provided for under Exception (2) above.

(4) A Special Size, either sheet or roll, may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of a sheet size or at least 2,000 pounds of a roll width:

(a) In a standard grade, standard color or White and standard weight; or

(b) In a special color or substance weight 18 in the quantities provided for under Exceptions (2) and (3) above.

(5) A Special Watermark may be used in manufacturing a special making order, provided that:

(a) The quantity of paper made with any one watermark (name or design) is at least 5,000 pounds of a standard grade, standard

color or White and standard weight, or in a special color in the quantities provided for under Exception (2) above; and

(b) The quantity of each standard sheet size in White or a standard color is at least 1,000 pounds, and the quantity of each special sheet size is at least 5,000 pounds, and the quantity of each roll width is at least 2,000 pounds; and

(c) There is at least 5,000 pounds of continuous manufacture under one dandy roll; or

(d) The quantity of paper made with any one watermark in substance weight 18 is at least 10,000 pounds, with at least 5,000 pounds of each item.

NOTE: The provisions applying to Special Watermarks shall not prevent the manufacture of a Chemical Wood Pulp Mimeograph Paper for a merchant's stock with a mark used to identify a merchant's regular stock line, provided such paper is manufactured in a standard grade, standard color or White, standard weight and standard size, and in the quantities required above for a Special Watermark; otherwise such merchant watermarks are subject to the provisions applying to a Special Watermark.

GELATIN AND SPIRIT PROCESSES

CHEMICAL AND WOOD PULP DUPLICATING PAPERS

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) Standard Grades: Gelatin Process—Not more than two; Spirit Process—Not more than two; selected according to paragraph (c) of the foregoing schedule.

(2) Standard Colors: White, and six colors selected according to paragraph (d) of the foregoing schedule.

(3) Standard Weights (per 500 sheets 17" x 22"): For White: Substance weights 13, 16, and 20. For colors: Substance weights 16 and 20.

(4) Standard Sizes (in inches):

White and Colors

Sheets: 17 x 22, 17 x 28, 19 x 24, 22 x 34, 24 x 38, 28 x 34.

Rolls: None permitted as standard.

Typewriter sizes may be made, if no larger than 8½ x 14 and no smaller than 7¼ x 10½.

(5) Standard Watermarks: Any mill watermarks used to identify standard mill grades; none otherwise.

B. Exceptions for "special making orders" as defined in (a) (8) of the foregoing schedule:

(1) A Special Grade may be manufactured in White or in any color or size to fill a special making order for the United States Government, provided the substance weight is standard.

(2) A Special Color may be manufactured, watermarked or unwatermarked, to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one standard grade; and

(b) The quantity of each standard weight is at least 10,000 pounds; and

(c) The quantity of each standard size is at least 2,000 pounds and the quantity of each special sheet size is at least 5,000 pounds and the quantity of each roll width is at least 2,000 pounds.

(3) No Special Weights permitted.

(4) A Special Size, either sheet or roll, may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of a sheet size or at least 2,000 pounds of a roll width:

(a) In a standard grade, standard color or White and standard weight; or

(b) In a special color in the quantities provided for under exception (2) above.

(5) A Special Watermark may be used in manufacturing a special making order, provided that:

(a) The quantity of paper made with any one watermark (name or design) is at least 5,000 pounds of a standard grade, standard color or White and standard weight, or in a special color in the quantities provided for under Exception (2) above; and

(b) The quantity of each standard sheet size in White or a standard color is at least 1,000 pounds, and the quantity of each special sheet size is at least 5,000 pounds, and the quantity of each roll width is at least 2,000 pounds; and

(c) There is at least 5,000 pounds of continuous manufacture under one dandy roll.

NOTE: The provisions applying to Special Watermarks shall not prevent the manufacture of papers under this caption for a merchant's stock with a mark used to identify a merchant's regular stock line, provided such paper is manufactured in a standard grade, standard color or White, standard weight and standard size, and in the quantities required above for a Special Watermark; otherwise such merchant watermarks are subject to the provisions applying to a Special Watermark.

CHEMICAL WOOD PULP OPAQUE CIRCULAR PAPERS

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) Standard Grades: Not more than one, selected according to paragraph (c) of the foregoing schedule.

(2) Standard Colors: White only.

(3) Standard Weights (per 500 sheets 17" x 22"): Substance weights 13, 16, 20 and 24.

(4) Standard Sizes (in inches):

Sheets: 17 x 22, 17 x 28, 22 x 34, 26 x 38, 28 x 34, 35 x 45, 38 x 50.

Rolls: None permitted as standard.

(5) Standard Watermarks: Any mill watermarks used to identify standard mill grades; none otherwise.

(6) No restriction as to finish.

B. Exceptions for "special making orders" as defined in (a) (8) of the foregoing schedule:

(1) A Special Grade may be manufactured in White or in any color or size to fill a special making order for the United States Government, provided the substance weight is standard.

(2) A Special Color may be manufactured, watermarked or unwatermarked, to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one standard grade; and

(b) The quantity of each standard weight is at least 10,000 pounds; and

(c) The quantity of each standard size is at least 2,000 pounds and the quantity of each special sheet size is at least 5,000 pounds and the quantity of each roll width is at least 2,000 pounds.

(3) No Special Weights permitted.

(4) A Special Size, either sheet or roll, may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of a sheet size or at least 2,000 pounds of a roll width:

(a) In a standard grade, White and standard weight; or

(b) In a special color in the quantities provided for under Exception (2) above.

(5) A Special Watermark may be used in manufacturing a special making order, provided that:

(a) The quantity of paper made with any one watermark (name or design) is at least 5,000 pounds of a standard grade, White and a standard weight, or in a special color in the quantities provided for under Exception (2) above; and

(b) The quantity of each standard sheet size in White is at least 1,000 pounds, and the quantity of each special sheet size is at least 5,000 pounds, and the quantity of each roll width is at least 2,000 pounds; and

(c) There is at least 5,000 pounds of continuous manufacture under one dandy roll.

NOTE: The provisions applying to Special Watermarks shall not prevent the manufacture of a Chemical Wood Pulp Opaque Circular Paper for a merchant's stock with a mark used to identify a merchant's regular stock line, provided such paper is manufactured in a standard grade, White, standard weight and standard size, and in the quantities required above for a special watermark; otherwise such merchant watermarks are subject to the provisions applying to a Special Watermark.

CHEMICAL WOOD PULP VELLUM AND WEDDING PAPERS

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) **Standard Grades:** Not more than two, selected according to paragraph (c) of the foregoing schedule.

(2) **Standard Colors:** White, and Ivory, Granite and six other colors, selected according to paragraph (d) of the foregoing schedule.

(3) **Standard Weights** (per 500 sheets in the size indicated): White, 22 x 34: 48, 56, 64 and 72; White, 35 x 45: 101 and 118; White, 22½ x 28½: 100, 120, 140, 160 and 180; Ivory and Granite, 22 x 34: 48, 56, 64 and 72; Ivory and Granite, 35 x 45: 118; Other colors, 22 x 34: 48 and 56; Other colors, 35 x 45: 118. Pasted weights may be supplied in multiples of standard weights.

(4) **Standard Sizes** (in inches):

White

Sheets: 22 x 34, 35 x 45, 22½ x 28½.
Rolls: None permitted as standard.

Colors

Sheets: 22 x 34, 35 x 45.
Rolls: None permitted as standard.

(5) **Standard Watermarks:** Any mill watermarks used to identify standard mill grades; none otherwise.

(6) **Standard Finishes:** Any vellum primary finish and any secondary finish; none otherwise.

B. Exceptions for "special making orders" as defined in (a) (8) of the foregoing schedule:

(1) A Special Grade may be manufactured in White or in any color or size to fill a special making order for the United States Government, provided the substance weight is standard.

(2) A Special Color may be manufactured, watermarked or unwatermarked, to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one standard grade; and

(b) The quantity of each standard weight is at least 10,000 pounds; and

(c) The quantity of each standard size is at least 2,000 pounds and the quantity of each special sheet size is at least 5,000 pounds and the quantity of each roll width is at least 2,000 pounds.

(3) No Special Weights permitted.

(4) A Special Size, either sheet or roll, may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of a sheet size or at least 2,000 pounds of a roll width:

(a) In a standard grade, standard color or White and standard weight; or

(b) In a special color in the quantities provided for under Exception (2) above.

(5) A Special Watermark may be used in manufacturing a special making order, provided that:

(a) The quantity of paper made with any one watermark (name or design) is at least 5,000 pounds of a standard grade, standard color or White and standard weight; or in a

special color in the quantities provided for under Exception (2) above; and

(b) The quantity of each standard sheet size in White or a standard color is at least 1,000 pounds, and the quantity of each special sheet size is at least 5,000 pounds, and the quantity of each roll width is at least 2,000 pounds; and

(c) There is at least 5,000 pounds of continuous manufacture under one dandy roll.

NOTE: The provisions applying to Special Watermarks shall not prevent the manufacture of Chemical Wood Pulp Vellum and Wedding Papers for a merchant's stock with a mark used to identify a merchant's regular stock line, provided such paper is manufactured in a standard grade, standard color or White, standard weight and standard size, and in the quantities required above for a special watermark; otherwise such merchant watermarks are subject to the provisions applying to a Special Watermark.

(6) **Deckle Edges:** Papers under this caption may be manufactured deckle edge to fill a special making order in a quantity of at least 5,000 pounds of a sheet size or a roll width:

(a) In a standard grade, standard color or White, standard weight and a primary finish; or

(b) In a special color in a quantity of at least 20,000 pounds in one standard grade; provided that:

(i) the quantity of each standard weight is at least 10,000 pounds; and

(ii) the quantity of each item is at least 5,000 pounds.

CONVERTING GRADES OF CHEMICAL WOOD PULP PAPERETTE PAPERS

A. Grades, Colors, Weights and Sizes for regular manufacture and to be distributed only to fill a special making order or orders as defined in (a) (8) of the foregoing schedule:

(1) **Standard Grades:** Not more than three, selected according to paragraph (c) of the foregoing schedule.

(2) **Standard Colors:** White, and Ivory and six other colors, selected according to paragraph (d) of the foregoing schedule.

(3) **Standard Weights** (per 500 sheets 17" x 22"): White and Ivory: Substance weights: 16, 20, 24 and 28. Other Colors: Substance weights: 20, 24 and 28. Pasted weights may be supplied in multiples of standard weights.

(4) **Standard Sizes:** Any size, sheet or roll, if manufactured in a quantity of at least 5,000 pounds of a sheet item or 2,000 pounds of a roll item.

(5) **Standard Watermarks:** No laid or other watermark permitted.

(6) No restriction as to finish.

B. Exceptions for "special making orders" as defined in (a) (8) of the foregoing schedule:

(1) A Special Grade may be manufactured in white or in any color or size to fill a special making order for the United States Government, provided the substance weight is standard.

(2) A Special Color may be manufactured, watermarked or unwatermarked, to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one standard grade; and

(b) The quantity of each standard weight is at least 10,000 pounds; and

(c) The quantity of each sheet size is at least 5,000 pounds and the quantity of each roll width is at least 2,000 pounds.

(3) No Special Weights permitted.

(4) **Special Sizes:** Only as permitted under A (4) above.

(5) Any Watermark may be used in manufacturing a special making order, provided that:

(a) The quantity of paper made with any one watermark (name or design) is at least 5,000 pounds of a standard grade, standard color or White and standard weight; or in a special color in the quantities provided for under Exception (2) above; and

(b) The quantity of each sheet size is at least 5,000 pounds and the quantity of each roll width is at least 2,000 pounds.

(6) **Deckle Edges:** Papers under this caption may be manufactured deckle edge to fill a special making order in a quantity of at least 5,000 pounds of a sheet size or a roll width:

(a) In a standard grade, standard color or White, standard weight and a primary finish; or

(b) In a special color in a quantity of at least 20,000 pounds in one standard grade; provided that:

(i) The quantity of each standard weight is at least 10,000 pounds; and

(ii) The quantity of each item is at least 5,000 pounds.

CHEMICAL WOOD PULP INDEX ENVELOPES

A. Grades, Colors, Weights and Sizes for regular manufacture:

(1) **Standard Grades:** Not more than three, selected according to paragraph (c) of the foregoing schedule.

(2) **Standard Colors:** White and six colors, selected according to paragraph (d) of the foregoing schedule.

(3) **Standard Weights** (per 500 sheets 23½" x 39½"):

Substance weights 93, 110, 140 and 170.

(4) **Standard Sizes** (in inches):

White and Colors

Sheets: 20½ x 24¼, 22½ x 23½, 25½ x 30½.

Rolls: None permitted as standard.

(5) No restriction as to finish.

B. Exceptions for "special making orders" as defined in (a) (8) of the foregoing schedule:

(1) A Special Grade may be manufactured in White or in any color or size to fill a special making order for the United States Government, in a standard substance weight, or in substance weight 220 in a quantity of at least 5,000 pounds.

(2) A Special Color may be manufactured to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one standard grade; and

(b) The quantity of each standard weight or substance weight 220 is at least 10,000 pounds; and

(c) The quantity of each standard size is at least 2,000 pounds and the quantity of each special sheet size is at least 5,000 pounds, and the quantity of each roll width is at least 2,000 pounds.

(3) **Special Weights:** Substance weight 220 may be manufactured to fill a special making order in a quantity of at least 5,000 pounds:

(a) In a standard grade and standard color or White and in at least 2,000 pounds of a standard sheet size, and in at least 5,000 pounds of a special sheet size or 2,000 pounds of a roll width; or

(b) In a quantity of at least 10,000 pounds in a special color in the quantities provided for under Exception (2) above.

(4) A Special Size, either sheet or roll, may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of a sheet size or at least 2,000 pounds of a roll width:

(a) In a standard grade, standard color or White and standard weight; or

(b) In a special color or in substance weight 220 in the quantities provided for under exceptions (2) and (3) above.

CHEMICAL WOOD PULP PRINTING BRISTOLS

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) Standard Grades: Not more than three, selected according to paragraph (c) of the foregoing schedule.

(2) Standard Colors: White and six colors, selected according to paragraph (d) of the foregoing schedule.

(3) Standard Weights (per 500 sheets 22½" x 28½"):

Substance weights 90, 100, 120, 140, and 160.

(4) Standard Sizes (in inches):

White and Colors

Sheets: 22½ x 28½.

Rolls: None permitted as standard.

(5) No restriction as to finish.

B. Exceptions for "special making orders" as defined in (a) (8) of the foregoing schedule:

(1) A Special Grade may be manufactured in White or in any color or size to fill a special making order for the United States Government, provided the substance weight is standard.

(2) A Special Color may be manufactured to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one standard grade; and

(b) The quantity of each standard weight is at least 10,000 pounds; and

(c) The quantity of each standard size is at least 2,000 pounds and the quantity of each special sheet size is at least 5,000 pounds and the quantity of each roll width is at least 2,000 pounds.

(3) No Special Weights permitted.

(4) A Special Size, either sheet or roll, may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of a sheet size or at least 2,000 pounds of a roll width:

(a) In a standard grade, standard color or White and standard weight; or

(b) In a special color in the quantities provided for under Exception (2) above.

GROUND WOOD CONTENT BOND PAPERS

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) Standard Grades: Not more than one, selected according to paragraph (c) of the foregoing schedule.

(2) Standard Colors: White and six colors, selected according to paragraph (d) of the foregoing schedule.

(3) Standard Weights (per 500 sheets 17" x 22"): Substance weights 16 and 20.

(4) Standard Sizes (in inches):

Sheets: 17 x 22, 17 x 28, 19 x 24, 22 x 34, 24 x 38, 28 x 34.

Rolls: None permitted as standard.

Typewriter sizes may be made, if no larger than 8½ x 14 and no smaller than 7¼ x 10½.

(5) Standard Watermarks: A laid mark, or any mill watermarks used to identify standard mill grades; none otherwise.

(6) No restrictions as to finish.

B. Exceptions for "special making orders" as defined in (a) (8) of the foregoing schedule:

(1) A Special Grade may be manufactured in White or in any color or size to fill a special making order for the United States Government, provided the substance weight is standard.

(2) A Special Color may be manufactured, watermarked or unwatermarked, to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one standard grade; and

(b) The quantity of each standard weight is at least 10,000 pounds; and

(c) The quantity of each standard size is at least 2,000 pounds and the quantity of each special sheet size is at least 5,000

pounds and the quantity of each roll width is at least 2,000 pounds.

(3) No Special Weights permitted.

(4) A Special Size, either sheet or roll, may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of a sheet size or at least 2,000 pounds of a roll width:

(a) In a standard grade, standard color or White and standard weight; or

(b) In a special color in the quantities provided for under Exception (2) above.

(5) A Special Watermark may be used in manufacturing a special making order provided that:

(a) The quantity of paper made with any one watermark (name or design) is at least 5,000 pounds of a standard grade, standard color or White and standard weight, or in a special color in the quantities provided for under Exception (2) above; and

(b) The quantity of each standard sheet size in White or a standard color is at least 1,000 pounds, and the quantity of each special sheet size is at least 5,000 pounds, and the quantity of each roll width is at least 2,000 pounds; and

(c) There is at least 5,000 pounds of continuous manufacture under one dandy roll.

NOTE: The provisions applying to Special Watermarks shall not prevent the manufacture of a Ground Wood Content Bond Paper for a merchant's stock with a mark used to identify a merchant's regular stock line, provided such paper is manufactured in a standard grade, standard color, or White, standard weight and standard size, and in the quantities required above for a Special Watermark; otherwise such merchant watermarks are subject to the provisions applying to a Special Watermark.

GROUND WOOD CONTENT MIMEOGRAPH PAPERS

A. Grades, Colors, Weights, and Sizes for regular manufacture:

(1) Standard Grades: No more than one, selected according to paragraph (c) of the foregoing schedule.

(2) Standard Colors: White and six colors, selected according to paragraph (d) of the foregoing schedule.

(3) Standard Weights (per 500 sheets 17" x 22"): Substance weights 16 and 20.

(4) Standard Sizes (in inches):

Sheets: 17 x 22, 17 x 28, 22 x 34, 28 x 34.

Rolls: None permitted as standard.

Typewriter sizes may be made, if no larger than 8½ x 14 and no smaller than 7¼ x 10½.

(5) Standard Watermarks: A laid mark, or any mill watermarks used to identify standard mill grades; none otherwise.

B. Exceptions for "special making orders" as defined in (a) (8) of the foregoing schedule:

(1) A Special Grade may be manufactured to fill a special making order for the United States Government in White or in any color or size, in any standard substance weight, or in substance weight 18 in a quantity of at least 10,000 pounds.

(2) A Special Color may be manufactured, watermarked or unwatermarked, to fill a special making order, provided that:

(a) The quantity of each special color is at least 20,000 pounds in one standard grade; and

(b) The quantity of each standard weight is at least 10,000 pounds; and

(c) The quantity of each standard size is at least 2,000 pounds and the quantity of each special sheet size is at least 5,000 pounds and the quantity of each roll width is at least 2,000 pounds in a standard weight; or, if in substance weight 18, the quantity of each item is at least 5,000 pounds.

(3) Special Weights: Substance weight 18 may be manufactured to fill a special making order in a quantity of at least 10,000 pounds, and in at least 5,000 pounds of each item:

(a) In a standard grade and a standard color or White; or

(b) In a special color in the quantities provided for under Exception (2) above.

(4) A Special Size, either sheet or roll, may be manufactured to fill a special making order in a quantity of at least 5,000 pounds of a sheet size or at least 2,000 pounds of a roll width:

(a) In a standard grade, standard color or White and standard weight; or

(b) In a special color or substance weight 18 in the quantities provided for under Exceptions (2) and (3) above.

(5) A Special Watermark may be used in manufacturing a special making order, provided that:

(a) The quantity of paper made with any one watermark (name or design) is at least 5,000 pounds of a standard grade, standard color or White and standard weight, or in a special color in the quantities provided for under Exception (2) above; and

(b) The quantity of each standard sheet size in White or a standard color is at least 1,000 pounds, and the quantity of each special sheet size is at least 5,000 pounds, and the quantity of each roll width is at least 2,000 pounds; and

(c) There is at least 5,000 pounds of continuous manufacture under one dandy roll; or

(d) The quantity of paper made with any one watermark in substance weight 18 is at least 10,000 pounds, with at least 5,000 pounds of each item.

NOTE: The provisions applying to Special Watermarks shall not prevent the manufacture of a Ground Wood Content Mimeograph Paper for a merchant's stock with a mark used to identify a merchant's regular stock line, provided such paper is manufactured in a standard grade, standard color or White, standard weight and standard size, and in the quantities required above for a Special Watermark; otherwise such merchant watermarks are subject to the provisions applying to a Special Watermark.

[F. R. Doc. 42-11007; Filed, October 29, 1942; 10:46 a. m.]

PART 1223—STANDARDIZATION AND SIMPLIFICATION OF PAPER

[Schedule IV to Limitation Order L-120, as Amended and Revised October 29, 1942]

TABLET PAPER

Section 1223.5 *Schedule IV to Limitation Order L-120* is hereby amended and revised to read as follows:

§ 1223.5 *Schedule IV to Limitation Order L-120*—(a) *Definitions*. For the purposes of this schedule, including the Appendix:

(1) The term "tablet paper" means the kind of paper commonly described and distributed in the paper trade by the designation "tablet paper."

(2) A "grade" means one particular quality of "tablet paper", such grade having the essential properties peculiar to such kind of paper and common to all grades within such kind, but distinguished from other such grades by a difference in the degree to which one or several of those common properties are emphasized. However, a difference in the degree to which any such property is emphasized, due only to a difference in ash content, in sizing, or in the dyes used in the paper shall not be considered as resulting in a different grade.

(3) "Color" means any hue of the spectrum, including but not limited to ivory, india and green-white tints, and black, but not including white.

(4) The term "substance weight" means the weight in pounds per 500 sheets 17" x 22".

(5) An "item" means a quantity of paper all of which is of the same size, substance weight, grain, finish, color and grade.

(6) The term "standard" as applied to grade, color, substance weight, and size means, with respect to each manufacturer, a grade and color selected and a substance weight and size specified under A of the appropriate caption in the Appendix below.

(7) The term "special" as applied to grade, color, substance weight, and size means, with respect to each manufacturer, any grade, color, substance weight, or size that is not standard.

(8) The term "special making order" means a single order placed by a single buyer for manufacture at one time for use by one converter or consumer.

(9) The term "manufacture" includes all making and finishing operations prior to packaging or packing.

(10) "Person" means any individual, partnership, association, or other form of enterprise, including within one "person" all affiliates, subsidiaries, individuals, corporations, partnerships, or other forms of enterprise subject to a common executive or operating management, or with a common sales organization.

(b) *Identification of the papers subject to this schedule.* It shall be the duty of each person who manufactures paper to determine in the first instance, but subject to review and official classification by the Director General for Operations at any time thereafter, which papers manufactured by him belong under the caption "tablet paper" in the Appendix below. There shall be taken into account in such determination, and in any review and reclassification by the Director General for Operations, the designation by which the manufacturer heretofore identified or distributed the paper in question, the common designation in the paper trade of similar papers selling within the same general price range as the paper in question, and the common designation in the paper trade of papers possessing the same general physical characteristics, manufactured by the same general processes, or commonly distributed and used for the same general uses as the paper in question. If a manufacturer is uncertain as to whether or not a particular paper manufactured by him is such a paper, he may apply to the Director General for Operations, in writing, for an official classification of such paper, submitting with his application representative samples of the grade or grades in which he manufactures such paper, a full explanation of the processes by which he manufactures the same, the designation by which he has heretofore identified or distributed the same, the general uses for which it is intended, the general price range within which it is sold, and the types of papers with which it chiefly competes, and a full explanation of the

reasons for his uncertainty. The Director General for Operations may on his own motion review a manufacturer's classification and substitute therefor an official classification. In any event, an official classification by the Director General for Operations, by telegram or notice in writing sent to the manufacturer shall, unless and until the Director General for Operations shall amend or revise the same by telegram or notice in writing sent to the manufacturer, be conclusive.

(c) *Selection of grades for regular manufacture.* Each person who manufactures "tablet paper" shall select such "grade" or "grades" thereof, not to exceed the number specified in A (1) of the Appendix below, as he may desire to adopt for regular manufacture, and shall forthwith notify the Director General for Operations of such selection on Form PD-589. The manufacturer may thereafter apply to the Director General for Operations for leave to amend the original selection by dropping a "grade" or "grades" and substituting another or others, but unless and until such leave is granted by the Director General for Operations in writing the original selection shall be and remain binding.

(d) *Selection of colors for regular manufacture.* If by the terms of A (2) of the Appendix below a manufacturer is permitted, with respect to a particular grade of "tablet paper", to select a number of colors, each person who manufactures such grade, if he desires to manufacture such grade in colors, shall immediately select therefor such particular colors, not to exceed the number indicated in A (2) of the Appendix, as he may desire to adopt for regular manufacture, and shall forthwith notify the Director General for Operations of such selection on Form PD-589. The manufacturer may thereafter apply to the Director General for Operations for leave to amend the original selection by dropping a color or colors and substituting another or others, but unless and until such leave is granted by the Director General for Operations in writing the original selection shall be and remain binding.

(e) *General limitations.* Except to the extent and upon the conditions indicated in paragraphs (f), (g), (h) and (i) of this revised schedule, or under B of the Appendix below, no person shall manufacture and no manufacturer shall sell "tablet paper" in any grade, color, substance weight or size other than those selected or specified as standard under A of the Appendix, or contrary to any other provision under A of the Appendix.

(f) *Tolerances and variations.* The prohibitions and restrictions of this revised schedule are subject to the normal tolerances customary in the manufacture of "tablet papers" and to the normal variations in quantity manufactured customarily acceptable in the paper trade. Nothing in this revised schedule shall restrict the remaking, because of faulty manufacture or excessive underrun, of all or any part of a "special making order" accepted in good faith for manufacture in accordance with the terms of this revised schedule.

(g) *Cutting and slitting.* Nothing in this revised schedule shall restrict the cutting of any sheet size to sizes of which the parent size is a multiple, provided the parent size is manufactured in accordance with the provisions of this revised schedule, nor restrict the slitting to fractional width rolls of any parent roll size manufactured in accordance with the provisions of this revised schedule on an order for roll paper; however, a special sheet size may not be cut from a standard or special roll size except in a quantity and under the conditions applying to a "special size" under B of the Appendix below.

(h) *Jobs and seconds.* Nothing in this revised schedule shall restrict the sale of "job lots" or "seconds", resulting from faulty manufacture of overruns customarily unacceptable to the buyer, which occur during a bona-fide attempt to manufacture "tablet paper" according to the terms of this revised schedule, provided that the manufacturer clearly informs the purchaser that such paper is a "job lot" or "seconds" and so indicates on each package.

(i) *Exception for export.* Regardless of the foregoing provisions of this revised schedule and of the provisions of Limitation Order L-120, a person may manufacture for export (but may not without permission in writing by the Director General for Operations sell in the domestic market) any grade of "tablet paper" in any size or substance weight required, regardless of quantity, provided all other provisions of this schedule are complied with.

(j) *Records and reports.*—(1) *Standard samples.* Each person who manufactures any grade of "tablet paper" shall keep, readily available for inspection by the War Production Board, representative samples of each standard grade and each standard color of such grade selected by him under A (1) and A (2) of the Appendix below.

(2) *Special making orders.* On and after the effective date of this revised schedule, each person who manufactures any "special making order" permitted under B of the Appendix below shall require from the buyer a statement to the effect that such order is purchased for use by one converter or consumer, shall keep such statement, together with a complete record of such order, readily available for inspection by the War Production Board, and shall submit reports of such orders to the Director General for Operations as he may from time to time require.

(3) *Export orders.* On and after the effective date of this revised schedule, each person who manufactures "tablet paper" for export shall require from the buyer a statement to the effect that such paper is purchased for export, shall keep such statement, together with a complete record of the order against which such paper is manufactured, readily available for inspection by the War Production Board, and shall submit reports of such orders to the Director General for Operations as he may from time to time require.

This revised schedule shall take effect five days after the date of issuance.

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 29th day of October 1942.

ERNEST KANZLER,
Director General for Operations.

APPENDIX TO REVISED SCHEDULE IV TO
LIMITATION ORDER L-120

TABLET PAPERS

A. Grades, Colors, Weights, and Sizes for regular manufacture:

NOTE: "Tablet Papers" may be sold by a manufacturer only to fill individual orders, each placed by a single buyer for use by one converter or consumer.

(1) Standard Grades: Not more than one, selected according to paragraph (c) of the foregoing schedule.

(2) Standard colors: White, and Canary and Green-White tint.

(3) Standard weights (per 500 sheets 17" x 22"): Substances 16 and 20.

(4) Standard Sizes: Any sheet size or roll width, if manufactured at one time in a quantity of at least 5,000 pounds of a sheet item or at least 2,000 pounds of a roll item.

(5) Standard Watermarks: None permitted.

(6) No restrictions as to finish.

B. Exceptions for "special making orders" as defined in (a) (8) of the foregoing schedule:

(1) A Special Grade may be manufactured to fill a special making order provided that:

(a) The quantity of such special grade is at least 40,000 pounds all in either White or any one color, standard or special; and

(b) The quantity of each standard weight is at least 10,000 pounds and the quantity of each special weight is at least 40,000 pounds; and

(c) The quantity of each item is at least 5,000 pounds.

(2) A Special Color may be manufactured to fill a special making order provided that:

(a) The quantity of each such color is at least 20,000 pounds; and

(b) The quantity of each standard weight is at least 10,000 pounds and the quantity of each special weight is at least 40,000 pounds;

(c) The quantity of each item is at least 5,000 pounds.

(3) A Special Weight, if in Substance 14 or 18, may be manufactured to fill a special making order in a quantity of at least 40,000 pounds of each substance and at least 5,000 pounds of each item:

(a) In a standard grade; or a special grade in the quantities provided for under Exception (1) above; and

(b) In a standard color or White; or in a special color in the quantities provided for under Exception (2) above.

(4) Special Size: Any size may be manufactured in the quantities provided for under A (4) above.

(5) Any watermark may be used in manufacturing a special making order in a quantity of at least 20,000 pounds of continuous manufacture with one mark, provided all the other provisions of this caption are complied with.

[F. R. Doc. 42-11008; Filed, October 29, 1942; 10:46 a. m.]

PART 1223—STANDARDIZATION AND SIMPLIFICATION OF PAPER

[Schedule V to Limitation Order L-120, as Amended and Revised October 29, 1942]

ENVELOPE PAPERS

Section 1223.6 (Schedule V to Limitation Order L-120) is hereby amended and revised to read as follows:

§ 1223.6 *Schedule V to Limitation Order L-120—(a) Definitions.* For the purpose of this schedule, including the Appendix:

(1) The term "envelope papers" means and is limited to the kinds of paper commonly described and distributed in the paper trade by the names used as captions in the Appendix below.

(2) A "grade" means one particular quality within a kind of envelope paper, such grade having the essential properties peculiar to such kind of paper and common to all grades within such kind, but distinguished from other such grades by a difference in the degree to which one or several of those common properties are emphasized. However, a difference in the degree to which any such property is emphasized, due only to a difference in ash content, in sizing, in the quantity of adhesive in the coating formula, or in the dyes used in the paper and/or coating shall not be considered as resulting in a different grade.

(3) "Color" means any hue of the spectrum, including but not limited to ivory, india and green-white tints, and black, but not including white.

(4) The term "substance weight" means the weight of a kind of "envelope paper" in pounds per 500 sheets in the size indicated under the appropriate caption.

(5) An "item" means a quantity of paper all of which is of the same size, grain, substance weight, finish, color and grade.

(6) The term "standard" as applied to grade, color, substance weight, and size means, with respect to each manufacturer, a grade and color selected and a substance weight and size specified under A of the appropriate caption in the Appendix below.

(7) The term "special" as applied to grade, color, substance weight, and size means, with respect to each manufacturer, any grade, color, substance weight or size that is not standard.

(8) The term "special making order" means a single order placed by a single buyer for manufacture at one time for use by one converter or consumer.

(9) The term "manufacture" includes all making and finishing operations prior to packaging or packing.

(10) "Person" means any individual, partnership, association, or other form of enterprise, including within one "person" all affiliates, subsidiaries, individuals, corporations, partnerships, or other forms of enterprise subject to a common executive or operating management or with a common sales organization.

(b) *Identification of the papers subject to this schedule.* It shall be the duty of each person who manufactures paper to determine in the first instance, but subject to review and official classification by the Director General for Operations at any time thereafter, under which caption, if any, of the Appendix, belongs each of the "envelope papers" manufactured by him. There shall be taken into account in such determination, and in any review and reclassification by the Director General for Operations, the designation by which the manufacturer heretofore identified or distributed the paper in question, the common designation in

the paper trade of similar papers selling within the same general price range as the paper in question, and the common designation in the paper trade of papers possessing the same general physical characteristics, manufactured by the same general processes, or commonly distributed and used for the same general uses as the paper in question. If a manufacturer is uncertain as to the proper caption under which to classify a particular kind of "envelope paper," or whether a particular kind of paper is such a paper at all or belongs under any caption of the Appendix to this schedule, he may apply to the Director General for Operations, in writing, for an official classification of such paper, submitting with his application representative samples of the grade or grades in which he manufactures such paper, a full explanation of the processes by which he manufactures the same, the designation by which he has heretofore identified or distributed the same, the general uses for which it is intended, the general price range within which it is sold, and the types of papers with which it chiefly competes, and a full explanation of the reasons for his uncertainty. The Director General for Operations may on his own motion review a manufacturer's classification and substitute therefor an official classification. In any event, an official classification by the Director General for Operations, by telegram or notice in writing, sent to the manufacturer, shall, unless and until the Director General for Operations shall amend or revise the same by telegram or notice in writing sent to the manufacturer, be conclusive.

(c) *Selection of grades for regular manufacture.* Each person who manufactures any kind of "envelope paper" shall, with respect to each such kind he manufactures, select such "grade" or "grades" thereof, not to exceed the number specified in A (1) of the appropriate caption of the Appendix below, as he may desire to adopt for regular manufacture, and shall forthwith notify the Director General for Operations of such selection, on Form PD-589. The manufacturer may thereafter apply to the Director General for Operations for leave to amend the original selection by dropping a "grade" or "grades" and substituting another or others, but unless and until such leave is granted by the Director General for Operations in writing the original selection shall be and remain binding.

(d) *Selection of colors for regular manufacture.* If by the terms of A (2) under the appropriate caption of the Appendix below a manufacturer is permitted, with respect to a particular grade of a kind of "envelope paper," to select a number of colors, each person who manufactures such grade, if he desires to manufacture such grade in colors, shall immediately select therefor such particular colors, not to exceed the number indicated in A (2) of the appropriate caption, as he may desire to adopt for regular manufacture, and shall forthwith notify the Director General for Operations of such selection on Form PD-589. The manufacturer may thereafter apply to the Director General for Operations for leave to amend the original selection by dropping a color or colors and sub-

stituting another or others, but unless and until such leave is granted by the Director General for Operations in writing the original selection shall be and remain binding.

(e) *General limitations.* Except to the extent and upon the conditions indicated in paragraphs (f), (g), (h) and (i) of this revised schedule, or under B of the appropriate caption in the Appendix below, no person shall manufacture and no manufacturer shall sell any kind of "envelope paper" in any grade, color, substance weight or size other than those selected or specified as standard under A of the appropriate caption of the Appendix, or contrary to any other provision under A of the appropriate caption.

(f) *Tolerances and variations.* The prohibitions and restrictions of this revised schedule are subject to the normal tolerances customary in the manufacture of "envelope paper" and to the normal variations in quantity manufactured customarily acceptable in the paper trade. Nothing in this revised schedule shall restrict the remaking, because of faulty manufacture or excessive under-run, of all or any part of a "special making order" accepted in good faith for manufacture in accordance with the terms of this revised schedule.

(g) *Cutting and slitting.* Nothing in this revised schedule shall restrict the cutting of any sheet size to sizes of which the parent size is a multiple, provided the parent size is manufactured in accordance with the provisions of this revised schedule, nor restrict the slitting to fractional width rolls of any parent roll size manufactured in accordance with the provisions of this revised schedule on an order for roll paper; however, a special sheet size may not be cut from a standard or special roll size except in a quantity and under the conditions applying to a "special size" under B of the appropriate caption in the Appendix below.

(h) *Jobs and seconds.* Nothing in this revised schedule shall restrict the sale of "job lots" or "seconds," resulting from faulty manufacture or overruns customarily unacceptable to the buyer, which occur during a bona-fide attempt to manufacture "envelope paper" according to the terms of this revised schedule, provided that the manufacturer informs the purchaser that such paper is a "job lot" or "seconds," and so indicates on each package.

(i) *Exception for export.* Regardless of the foregoing provisions of this revised schedule and of the provisions of Limitation Order L-120, a person may manufacture for export (but may not without permission in writing by the Director General for Operations sell in the domestic market) any kind of "envelope paper" in any size or substance weight required, regardless of quantity, provided all other provisions of this schedule are complied with.

(j) *Records and reports.*—(1) *Standard samples.* Each person who manufactures any kind of "envelope paper" shall keep, readily available for inspection by the War Production Board, representative samples of each standard grade and each standard color of such grade

selected by him under A (1) and A (2) of the appropriate caption.

(2) *Special making orders.* On and after the effective date of this revised schedule, each person who manufactures any "special making order" permitted under B of the appropriate caption of the Appendix below, shall require from the buyer a statement to the effect that such order is purchased for use by one converter or consumer, shall keep such statement, together with a complete record of such order, readily available for inspection by the War Production Board, and shall submit reports of such orders to the Director General for Operations as he may from time to time require.

(3) *Export orders.* On and after the effective date of this revised schedule, each person who manufactures "envelope paper" for export shall require from the buyer a statement to the effect that such paper is purchased for export and shall keep such statement, together with a complete record of the order against which such paper is manufactured, readily available for inspection by the War Production Board, and shall submit reports of such orders to the Director General for Operations as he may from time to time require.

This revised schedule shall take effect five days after the date of issuance.

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 29th day of October 1942.

ERNEST KANZLER,
Director General for Operations.

APPENDIX TO REVISED SCHEDULE V TO LIMITATION ORDER L-120

COMMERCIAL WOOD ENVELOPE PAPERS

A. *Grades, Colors, Weights, and Sizes for regular manufacture:*

NOTE: "Commercial Wood Envelope Papers" may be sold by a manufacturer only to fill individual orders, each placed by a single buyer for use by one converter or consumer.

(1) *Standard Grades:* Not more than one, selected according to paragraph (c) of the foregoing schedule.

(2) *Standard Colors:* White and 6 colors, selected according to paragraph (d) of the foregoing schedule.

(3) *Standard Substance Weights* (per 500 sheets 17" x 22"): 10, 20, 24, and 28.

(4) *Standard Sizes:* Any sheet size or roll width, if manufactured at one time in a quantity of

(a) at least 5,000 pounds of an item in white; or

(b) at least 2,000 pounds of an item in a color.

(5) *Watermarks:* A laid mark, or a name or design mark used to identify a standard mill grade, may be incorporated in a continuous run of at least 5,000 pounds of paper under one mark. None otherwise.

(6) *No restriction as to finish.*
B. *Exceptions for "special making orders"* as defined in (a) (8) of the foregoing schedule:

(1) A Special Grade may be manufactured in white or in any color or size to fill a special making order for the United States Government, provided the substance weight is standard.

(2) A Special Color may be manufactured to fill a special making order, provided that:
(a) The quantity of each special color is at least 20,000 pounds in one grade; and
(b) The quantity of each standard substance weight is at least 10,000 pounds; and
(c) The quantity of each item is at least 5,000 pounds.

(3) *Special Weight:* None permitted.

(4) *Special Size:* Any size may be manufactured in the quantities provided for under A (4) above.

(5) Any Watermark may be used in manufacturing a special making order in a quantity of at least 10,000 pounds of continuous manufacture with one mark, provided all the other provisions of this caption are complied with.

[F. R. Dec. 42-11003; Filed, October 23, 1942; 10:47 a. m.]

PART 1262—HAND SERVICE TOOLS

[General Preference Order E-6, Amendment 3]

Section 1262.1 *General Preference Order E-6* is hereby amended as follows:

1. Paragraph (b) is hereby amended to read as follows:

(b) *Restrictions on use of steel for the manufacture of hand service tools.* No producer shall manufacture any hand service tools out of any alloy steels except those which are in the series specified in Exhibit B to this order, or except pursuant to specific permission of the Director General for Operations: *Provided, however,* that any alloy steel in a series which is not listed in Exhibit B but which has been received by the producer for use in the manufacture of hand service tools before the first day of November 1942 may be so used by him.

2. Exhibit A is hereby amended to read as follows:

EXHIBIT A TO GENERAL PREFERENCE ORDER E-6

Metalworking chisels
Metal cutting files
Machinists' ball pein hammers
Metal cutting snips and shears
Pliers, all types
Metalworking punches
Screw drivers, all types
Wrenches, all types

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 29th day of October 1942.

ERNEST KANZLER,
Director General for Operations.

[F. R. Dec. 42-11012; Filed, October 23, 1942; 10:45 a. m.]

PART 3116—DOUGLAS FIR LUMBER

[Limitation Order L-218, Amendment 1]

Subparagraph (1) of paragraph (b) of § 3116.1 *Limitation Order L-218* is hereby amended to read as follows:

(1) Any producer may sell, ship or deliver (either directly or through one or more intervening persons) any Douglas

* 7 F.R. 4452, 4773, 8185.

* 7 F.R. 8549.

fir lumber to or for the account of the Procuring Agency or to or for the account of any contractor or other person designated by such agency; but only if there is endorsed on the purchase order or contract for such lumber a statement in substantially the following form, signed by the purchaser or by a responsible official duly designated for such purpose by the purchaser:

All Douglas fir lumber covered by this purchase order (or contract) is to be sold, shipped or delivered to, or received by, the Procuring Agency or a contractor or other person designated by such agency, as required by Limitation Order L-218, with the terms of which I am familiar.

Purchaser
By -----
Title or rank
Date -----

Provided, however, That when a producer has received written directions from the Procuring Agency to sell, ship or deliver Douglas fir lumber to any contractor or other person designated by such Procuring Agency, such producer may comply with such directions and no such endorsed purchase order or contract shall be required from such contractor or other person.

Each endorsement made under the provisions of this order shall constitute a representation to the producer and to the War Production Board that the Douglas fir lumber referred to therein will be sold, shipped, delivered, or received in accordance with such endorsement.

(P.D. Reg. 1, as amended, 6 F.R. 6680; W.P.B. Reg. 1, 7 F.R. 561; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; sec. 2 (a), Pub. Law 671, 76th Cong., as amended by Pub. Laws 89 and 507, 77th Cong.)

Issued this 29th day of October 1942.

ERNEST KANZLER,
Director General for Operations.

[F. R. Doc. 42-11011; Filed, October 29, 1942;
10:47 a. m.]

Chapter XI—Office of Price Administration

PART 1300—PROCEDURE

[Procedural Reg. 9]

UNIFORM APPEAL PROCEDURE UNDER RATION ORDERS

Pursuant to the authority conferred upon the Administrator by Executive Order 9125 and by War Production Board Directive No. 1, the following rules are hereby prescribed for the institution and disposition of appeals and petitions for review under ration orders.

AUTHORITY: §§ 1300.601 to 1300.609, inclusive, issued under Pub. Law 507, 77th Cong., WPB Directive No. 1, 7 F.R. 562; E.O. 9125, 7 F.R. 2719.

§ 1300.601 *Scope of regulations.* The purpose of this Procedural Regulation is to establish a uniform appeals procedure for ration orders. It shall apply to all cases where there exists a right of appeal from action taken under a ration order, except to the extent that such ration order shall otherwise expressly provide.

§ 1300.602 *Definitions.* When used in this regulation:

(a) "Board" means a Local War Price and Rationing Board established by the Office of Price Administration.

(b) "Ration order" means a present or future order, regulation and any amendment thereto by which rationing control is exercised by the Office of Price Administration.

(c) "Regional Administrator" means the person who holds the office of regional administrator in the region.

(d) "State Director" means the person who holds the office of state director in the state. In those states where it is appropriate, the term shall mean the State Rationing Administrator.

(e) "Washington Office" means the Office of Price Administration in Washington, D. C.

§ 1300.603 *Time within which appeal must be brought.* Notice of a Board's action shall be given, either at the Board's office or by mailing, to the person who has the right of appeal or to his agent. The appeal must be brought within 30 days after such mailing or the giving of such other notice.

§ 1300.604 *Appeals to State Director; how brought.* Appeals from the action of a Board shall be to the State Director and shall be brought by the person entitled to bring such appeal, in the following manner:

(a) A statement of appeal shall be filed in duplicate with the Board. The statement of appeal shall be on OPA Form R-122, shall state the basis for the appeal, setting forth the specific section or sections of the ration order claimed to be inconsistent with the action appealed from, and any other facts called for by the form, or deemed by the appellant to be pertinent. The statement of appeal may be accompanied by documentary evidence supporting the appeal.

(b) Within five days of such filing, the Board shall forward one copy of the statement and an explanation of its reasons for taking the action appealed from, together with all pertinent records or papers, to the State Director, unless the Board shall, within such five-day period, upon reconsideration, reverse the action appealed from. If the Board disagrees with the version of the facts contained in the appellant's statement of appeal or in other papers in the record, the Board shall note the respects in which its version of the facts differs.

(c) The Board shall retain the other copy of the statement of appeal and shall keep a record thereon showing the date on which the Board notified the appellant of the action appealed from, the date on which the statement of appeal was filed, and the date the statement of appeal and other papers were sent to the State Director.

§ 1300.605 *Action by State Director.* (a) The State Director shall maintain an appeals docket. He shall assign a number to each appeal when it reaches him, and shall enter such number, together with the name of the appellant and the name and number of the Board from whose action the appeal is taken, the

action taken on appeal, and the date on which a copy of his decision was mailed to the appellant.

(b) The State Director may require the appellant to present additional pertinent information.

(c) The State Director may, at the request of the appellant, order that a hearing be held on the appeal. Such hearing shall be held in accordance with §§ 1300.152 to 1300.155 inclusive, of Temporary Procedural Regulation No. 4.

(d) Appeals shall be decided by the State Director, who may affirm, modify or reverse the action of the Board. The decision shall be in writing and one copy shall be mailed to the appellant and one to the Board. The decision shall direct the Board to take such action as may be necessary to give effect thereto.

(e) If no statement of appeal to the Regional Administrator is filed with the State Director within 30 days after the appellant has been notified of the State Director's decision, the record shall be closed and thereafter there shall be no further right of appeal. The record shall remain on file in the State Director's office, except that documents which are necessary to present or future action of the Board shall be returned to the Board.

§ 1300.606 *Appeals to Regional Administrator; how brought.* An appeal to the Regional Administrator may be made in the following manner from an adverse decision of the State Director, whether such decision is in a matter which came before the State Director on appeal or in a matter which came before him for original decision:

(a) A statement of appeal shall be filed in duplicate with the State Director, who shall retain one copy for his files. The statement of appeal shall be on OPA Form R-122, shall state the basis for the appeal, setting forth the specific section or sections of the ration order claimed to be inconsistent with the decision appealed from, and any other facts called for by the form, or deemed by the appellant to be pertinent. The statement of appeal may be accompanied by documentary evidence supporting the appeal.

(b) Within five days of such filing, the State Director shall forward the other copy, together with his decision and all other pertinent records or papers, to the Regional Administrator, unless the State Director shall, within such five-day period, upon reconsideration, reverse his decision.

§ 1300.607 *Action by Regional Administrator.* (a) The Regional Administrator shall maintain an appeals docket and shall assign a number to each appeal when it reaches him, and shall enter such number, together with the name of the appellant, the name of the State Director, the name and number of the Board, the action taken by the Regional Administrator, and the date on which a copy of the Regional Administrator's decision was mailed to the appellant.

(b) The Regional Administrator may require the appellant to present additional pertinent information.

(c) Appeals to the Regional Administrator shall be decided by the Regional Administrator who may affirm, modify or reverse the decision of the State Director. The decision shall be in writing and copies shall be mailed to the appellant, the Board, if an action of the Board is involved, and to the State Director, respectively. The decision shall direct the Board or the State Director to take such action as may be necessary to give effect thereto.

(d) If no statement of appeal to the Washington Office is filed with the Regional Administrator within 30 days after the appellant has been notified of the Regional Administrator's decision, the record shall be closed and shall be returned to the State Director's office, where it shall remain on file, except that documents which are necessary to present or future action of the Board shall be returned to the Board. Thereafter there shall be no further right of appeal.

§ 1300.608 *Appeal to Washington Office; how brought.* An appeal to the Washington Office may be made in the following manner from an adverse decision of the Regional Administrator, whether such decision is in a matter which came before the Regional Administrator, on appeal or in a matter which came before him for original decision:

(a) A statement of appeal shall be filed in duplicate with the Regional Administrator, who shall retain one copy for his files. The statement of appeal shall be on OPA Form R-122, shall state the basis for the appeal, setting forth the specific section or sections of the ration order claimed to be inconsistent with the decision appealed from, and any other facts called for by the form, or deemed by the appellant to be pertinent. The statement of appeal may be accompanied by documentary evidence supporting the appeal.

(b) Within five days of such filing, the Regional Administrator shall forward the other copy, together with his decision and all other pertinent records or papers, to the Washington Office, unless the Regional Administrator shall, within such five-day period, upon reconsideration, reverse his decision.

(c) It shall be within the discretion of the Washington Office to pass upon or to refuse to pass upon an appeal. In either event, the Washington Office may require the appellant to furnish additional pertinent information.

(d) The Washington Office shall notify the appellant, the Regional Administrator, the State Director, and the Board, in writing, either:

(1) Of its refusal to pass upon the appeal, or

(2) Of its decision affirming, modifying or reversing the decision of the Regional Administrator. It shall, in such event, direct the Board, State Director, or Regional Administrator to take such action as may be necessary to give effect thereto.

(e) When the Washington Office has acted upon the appeal or has refused to

act upon it, the record of the case shall be returned to the office of the State Director where it is to be filed, except that documents which are necessary to present or future action of the Board shall be returned to the Board. Thereafter there shall be no further right of appeal.

§ 1300.609 *Effective date of Procedural Regulation No. 9.* Procedural Regulation No. 9 (§§ 1300.601 to 1300.609, inclusive) shall become effective November 9, 1942.

Issued this 28th day of October 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-10383; Filed, October 23, 1942;
3:15 p. m.]

PART 1305—ADMINISTRATION

[General Order 3, Amendment 1]

DELEGATION TO REGIONAL ADMINISTRATORS OF AUTHORITY TO SEND LICENSING WARNING NOTICES

Paragraph (a) of § 1305.13 is hereby amended to read as set forth below:

§ 1305.13 *Order delegating to Regional Administrators authority to send licensing warning notices.* (a) The functions, duties, powers, authority and discretion conferred upon the Price Administrator by section 205 (f) of the Emergency Price Control Act of 1942 shall be exercised by the Price Administrator through the several Regional Administrators of the Office of Price Administration, to the following extent:

(1) Each of the several Regional Administrators of the Office of Price Administration is authorized, within his region, to send a warning notice by registered mail to any person who, in the judgment of such Regional Administrator, has violated any of the provisions of a license issued under section 205 (f) of the Emergency Price Control Act of 1942, or has violated any of the provisions of any regulation, order, or requirement under section 2 or section 202 (b) of said Act, or any of the provisions of any price schedule effective in accordance with the provisions of section 206 of said Act, which is applicable to such person.

(2) The Regional Administrator of the Ninth Region may authorize the Director for Puerto Rico, the Director for the Virgin Islands, the Director for Alaska, and the Director for Hawaii, or any of them, to exercise, within Puerto Rico, the Virgin Islands, Alaska, and Hawaii, respectively, any of the authority conferred upon him by paragraph (a) (1) of this General Order No. 3.

(3) Any warning notice sent by any Regional Administrator pursuant to the authority conferred by this General Order No. 3, or sent by one of the several Directors for Puerto Rico, the Virgin Islands, Alaska, and Hawaii pursuant to authority conferred by the Regional Ad-

17 F.R. 5480.

ministrator of the Ninth Region under paragraph (a) (2) of this order, shall have the same force and effect as if sent by the Price Administrator.

(b) * * *

(1) This Amendment No. 1 (§ 1305.13 (a)) to General Order No. 3 shall become effective this 3d day of November 1942.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 28th day of October 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-10370; Filed, October 23, 1942;
12:22 p. m.]

PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[MPR 131, Amendment 1]

CAMELBACK

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.*

Paragraph (a) (2) in § 1315.1303 is amended; paragraph (a) (1) in § 1315.1310 is amended by adding at the end thereof, immediately following the table, a new sentence; and a new § 1315.1303a is added, as set forth below:

§ 1315.1303 *Definitions.* (a) * * *

(2) "Camelback" means any capping stock or retreading material, including base stock and lug stock, of a grade set forth in § 1315.1310, Appendix A, manufactured for use in the recapping or retreading of rubber tires.

§ 1315.1310 *Appendix A: Maximum prices for camelback.*

(a) (1) * * *

Provided, That the maximum price for the Grade C camelback which is produced by the Denman Tire and Rubber Company of Warren, Ohio, for the Webster Rubber Company of Warren, Ohio, and which is predesigned for use with the open steam method of retreading or recapping by cutting a non-skid pattern therein, shall be 31¢ per pound.

§ 1315.1303a *Effective dates of amendments.* (a) Amendment No. 1 (§§ 1315.1303 (a) (2), 1315.1310 (a) (1), 1315.1303a) to Maximum Price Regulation No. 131 shall become effective November 3, 1942.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871.)

Issued this 28th day of October 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-10371; Filed, October 23, 1942;
12:22 p. m.]

*Copies may be obtained from the Office of Price Administration.

17 F.R. 3160.

PART 1341—CANNED AND PRESERVED FOODS
[MPR 226,¹ Correction]

FRUIT PRESERVES, JAMS AND JELLIES

Section 1341.302 (b) (8) is corrected by deleting the words "the raw agricultural commodity" and substituting the word "fruit" and by deleting the words "raw materials" and substituting the word "fruit".

Section 1341.312 is corrected by deleting the figures "\$ 1341.316 (b)" and substituting the figures "\$ 1341.315 (b)".

Section 1341.314 (a) (3) is corrected by adding the word "Food" after the word "Federal" to make it read "Federal Food Drug and Cosmetic Act of 1938".

A new § 1341.317 is added as set forth below.

§ 1341.317 *Effective dates of amendments.* (a) Correction (§§ 1341.302 (b) (8), 1341.312, 1341.314 (a) (3) and 1341.317) to Maximum Price Regulation No. 226 shall become effective November 3, 1942.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871.)

Issued this 28th day of October 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-10968; Filed, October 28, 1942; 12:21 p. m.]

PART 1499—COMMODITIES AND SERVICES
[Supp Reg. 1, Amendment 34]

DRIED APPLE POMACE

General Maximum Price Regulation²—Amendment No. 34 to Supplementary Regulation No. 1.³

A statement of considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.*

In § 1499.26, subparagraph (37) is added to paragraph (a) and subdivision

(xii) is added to paragraph (d), as set forth below:

§ 1499.26 *Exceptions for certain commodities, certain sales and deliveries.* (a) General-Maximum Price Regulation shall not apply to any sale or delivery of the following commodities: * * *

(37) Dried apple pomace.

(d) *Definitions.* (1) * * *

(xii). "Dried apple pomace" means the sound dried residue obtained by removing cider from apples.

(e) *Effective dates.* * * *

(35) Amendment No. 34 (§ 1499.26 (a) (37), (d)) to Supplementary Regulation No. 1 shall become effective November 3, 1942.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 28th day of October 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-10969; Filed, October 28, 1942; 12:21 p. m.]

PART 1499—COMMODITIES AND SERVICES

[MPR 165, as Amended,¹ Amendment 4]

SERVICES

AUTOMOTIVE VEHICLES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.*

Section 1499.101 (c) (4) is amended as set forth below:

§ 1499.101 *Prohibition against dealing in services above maximum prices.* * * *

(c) * * *

(4) Automotive vehicles (including but not limited to automobiles, busses, motorcycles, semi-trailers, tractors, trailers and trucks)—lubrication, maintenance, painting, rental, repair, storage (including but not limited to dead storage and parking), towing, washing or other servicing of (including but not limited to maintenance, rental or repair of accessories or parts such as batteries, radios, tires, or tubes, and including but not limited to pick-up and delivery and mounting and demounting of tires and

¹ 7 F.R. 6428, 6966, 7249, 7539, 8239, 8431.

use of loaned tires and tubes, but not including retreading or recapping of tires or any service rendered in connection with a sale of tires or tubes or with the retreading or recapping of tires).

§ 1499.121a *Effective dates of amendments.* * * *

(d) Amendment No. 4 (§ 1499.101 (c) (4)) to Maximum Price Regulation No. 165, as amended, shall become effective November 3, 1942.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 28th day of October 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-10967; Filed, October 28, 1942; 12:21 p. m.]

PART 1499—COMMODITIES AND SERVICES

[Order 110 Under § 1499.3 (b) of GMPR]

40-FATHOM FISH, INC.

For the reasons set forth in an opinion issued simultaneously herewith, *It is ordered:*

§ 1499.974 *Approval of maximum prices for sales of Frozen Jack and Jill Cat Food by 40-Fathom Fish, Inc.* (a) 40-Fathom Fish, Inc., with offices at the Fish Pier, Boston, Massachusetts, may sell and deliver and any person may buy and receive from 40-Fathom Fish, Inc., Frozen Jack and Jill Cat Food packed twenty-four 1-pound cartons to a shipping case at prices not exceeding \$1.50 per shipping case.

(b) The maximum price authorized by this order shall be subject to discounts, allowances and terms no less favorable than those in effect during March 1942.

(c) This Order No. 110 may be revoked or amended by the Price Administrator at any time.

(d) This Order No. 110 (§ 1499.974) shall become effective October 29, 1942.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 28th day of October 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-10972; Filed, October 28, 1942; 12:22 p. m.]

* Copies may be obtained from the Office of Price Administration.

¹ 7 F.R. 7490.

² 7 F.R. 3153, 3330, 3666, 3990, 3991, 4339, 4487, 4659, 4738, 5027, 5276, 5192, 5365, 5445, 5484, 5565, 5775, 5783, 5784, 6007, 6058, 6081, 6216, 6615, 6794, 6939, 7093, 7322, 7454, 7758, 7913, 8431.

³ 7 F.R. 3158, 3488, 3892, 4183, 4410, 4428, 4487, 4488, 4493, 4669, 5066, 5192, 5276, 5366, 5484, 5607, 5717, 5942, 6082, 6473, 6685, 7011, 7250, 7317, 7598, 7604, 7739, 8336.

PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[MPR 107,¹ Amendment 6]

USED TIRES AND TUBES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.*

Paragraphs (b) (2) and (b) (4) in § 1315.1353, § 1315.1354, paragraphs (b) and (c) and Table I-A in § 1315.1360, paragraphs (a) and (c) and Table I-B in § 1315.1361 are amended; three new sections, §§ 1315.1353a, 1315.1355a, and 1315.1362, are added; four new subparagraphs are added to § 1315.1358 (a); a new paragraph (d) and a new Table II-A are added to § 1315.1360; and a new paragraph (d) and a new Table IV-B are added to § 1315.1361, as set forth below:

§ 1315.1353 *Evasion.* * * *

(b) * * *

(2) Making any charges for the extension of credit, or for the demounting or mounting of a tire or tube on a vehicle or rim, or for any other service, if the seller had no special and separate charges in effect for such service on March 7, 1942;

(4) Making any charges for repairs to used tires or tubes sold.

§ 1315.1353a *Minimum quality specifications for repaired tires and tubes.* (a) In order to be entitled to the maximum prices established by paragraphs (a), (b), and (d) (1) of Appendixes A and B (§§ 1315.1360 and 1315.1361), used tires or tubes must either be sound or be repaired if they are not sound. Such repaired tires or tubes must be repaired in compliance with all the minimum quality specifications set forth in Appendix C (§ 1315.1362).

(b) (1) Any used tire or tube on which repairs have been performed which do not comply with all the minimum quality specifications set forth in Appendix C (§ 1315.1362) shall be deemed to be an unrepaired used tire or tube for the purpose of determining the maximum price.

(2) The maximum price for any used tire which does not comply with all the minimum quality specifications set forth in Appendix C (§ 1315.1362) for a repairable tire shall be, when such tire is being sold for a purpose other than as scrap rubber, the scrap rubber value of such tire at prices prevailing in the locality of the seller at the time of the sale.

§ 1315.1354 *Posting of prices.* (a) Every person engaged in the business of selling used tires or tubes not mounted as part of the equipment of a vehicle, shall mark or post maximum prices for such tires or tubes in accordance with one of the following subparagraphs:

(1) Such seller shall keep posted in a conspicuous place in each establishment at which such tires or tubes are offered for sale, a statement setting forth the maximum prices which he is permitted to charge under Maximum Price Regulation No. 107 for such tires or tubes, and the conditions of sale prescribed by § 1315.1353. For this purpose it shall be permissible to use a copy of the lists of maximum prices printed in Appendixes A and B (§§ 1315.1360 and 1315.1361) and of § 1315.1353.

(2) Or such seller shall mark or post the maximum prices of such tires or tubes in accordance with the provisions of § 1499.13 (a) of the General Maximum Price Regulation.²

(b) If, on March 7, 1942, the seller had special and separate charges in effect for the extension of credit or for the demounting or mounting of a tire or tube on a vehicle or rim, or for any other service, except the making of repairs, in connection with the sale of a used tire or tube, and if he desires to continue such charges after March 16, 1942, such seller shall keep posted in a conspicuous place in each establishment at which such tires or tubes are offered for sale, a statement listing the prices in effect on March 7, 1942, for such extra service.

§ 1315.1355a *Filing statement of maximum prices.* The provisions of § 1499.13 (b) of the General Maximum Price Regulation requiring the filing of certain

statements of maximum prices with the appropriate War Price and Rationing Board of the Office of Price Administration shall not apply to any sale or delivery of used tires or tubes for which a maximum price is established by this Maximum Price Regulation No. 107.

§ 1315.1358 *Definitions.* (a) * * *

(14) "Sound" as applied to tires and tubes means a tire or tube which has not been damaged to the extent that it is in need of repair in accordance with recognized commercial practice and which can reasonably be expected to render satisfactory service under limited operating conditions (speed not over 35 miles per hour and no overload);

(15) "Vulcanized spot repair" means a repair which in accordance with recognized commercial practice should be applied to such tire damage as: surface blisters, cuts, and other injuries which can be satisfactorily repaired without fabric reinforcement; small injuries to not more than one ply in a four ply tire; small injuries to not more than two plies in a six ply tire; small injuries to not more than one-fourth of the total plies in heavier tires;

(16) "Vulcanized reinforcement repair" means a repair requiring fabric reinforcement which in accordance with recognized commercial practice should be applied to such tire damage as worn tread spots or other injuries which involve ply damage exceeding that to which a vulcanized spot repair should be applied but where at least two of the plies are sound and uninjured;

(17) "Vulcanized sectional repair" means a repair requiring fabric reinforcement which in accordance with recognized commercial practice should be applied to such tire damage as breaks or cuts through the entire tire casing, nail holes enlarged by prolonged neglect, or other injuries which do not leave two of the plies sound and uninjured and thus involve ply damage exceeding that to which a vulcanized reinforcement repair could be applied.

§ 1315.1360 *Appendix A: Maximum prices for used passenger-car tires and tubes.* * * *

(b) The maximum price for any used passenger-car tire, except basic tire carcasses, shall be the price listed in Table I-A.

*Copies may be obtained from the Office of Price Administration.

¹ 7 F.R. 1838, 1981, 2394, 3891, 5177, 7365, 8586.

² 7 F.R. 3153, 3330, 3666, 3990, 3931, 4333, 4487, 4659, 4738, 5027, 5028, 5192, 5276, 5365, 5445, 5484, 5565, 5775, 5784, 5783, 6023, 6031, 6007, 6210, 6015, 6794, 6939, 7693, 7322, 7454, 7758, 7913, 8431.

TABLE I-A—MAXIMUM PRICES FOR USED PASSENGER-CAR TIRES, EXCEPT BASIC TIRE CARCASSES

Tire size	Tires retaining $\frac{3}{32}$ inch or more tread design depth, when measured at the shallowest point	Tires retaining more than $\frac{3}{32}$ inch but less than $\frac{1}{2}$ inch tread design depth, when measured at the shallowest point	Tires retaining $\frac{1}{2}$ inch or less tread design depth but not having smooth treads, when measured at the shallowest point; regrooved tires; and remolded tires
3.75-18.....	\$4.50	\$3.65	\$2.75
4.00-16.....	4.30	3.50	2.75
4.00-18.....	4.95	4.05	2.75
4.25-12.....	4.70	3.85	2.75
4.40-21.....	6.05	4.95	3.30
4.60-12.....	6.00	4.10	2.75
4.60-20.....	6.05	4.95	3.30
4.60-21.....	6.05	4.95	3.30
4.75-19.....	6.10	4.95	3.30
4.75-20.....	6.05	4.95	3.30
4.75-21.....	6.05	4.95	3.30
5.00-16.....	5.95	4.85	3.25
5.00-18.....	5.90	4.80	3.20
5.00-17.....	6.40	5.20	3.50
5.00-19.....	6.10	4.95	3.30
5.00-20.....	6.05	4.95	3.30
5.00-22.....	6.05	4.95	3.30
5.25-17.....	6.35	5.20	3.45
5.25-18.....	6.35	5.35	3.55
5.25-5.50-17.....	7.45	6.10	4.05
5.25-19.....	6.50	5.55	3.70
5.25-20.....	8.25	6.75	4.50
5.25-21.....	8.30	6.80	4.55
5.25-22.....	8.30	6.75	4.50
5.50-16.....	7.25	5.60	3.95
5.50-17.....	7.45	6.10	4.05
5.50-18.....	6.50	5.55	3.70
5.50-19.....	8.25	6.75	4.50
5.50-20.....	8.30	6.80	4.55
6.00-16.....	8.10	6.65	4.45
6.00-17.....	8.80	7.20	4.80
6.00-5.50-17.....	8.80	7.20	4.80
6.00-18.....	9.50	7.75	5.20
6.00-19.....	10.55	8.60	5.75
6.00-20.....	11.80	9.65	6.45
6.00-21.....	10.50	8.60	5.75
6.00-22.....	10.75	8.80	5.85
6.00-23.....	11.00	9.00	6.00
6.25-16.....	9.15	7.45	5.00
6.25-5.50-16.....	9.85	8.05	5.35
6.50-16.....	9.65	7.90	5.25
6.50-18.....	9.85	8.05	5.35
6.50-17.....	10.65	8.70	5.80
6.50-18.....	9.50	7.75	5.20
6.50-19.....	10.55	8.60	5.75
6.50-20.....	11.80	9.65	6.45
7.00-15.....	10.90	8.90	5.95
7.00-16.....	11.15	9.15	6.10
7.00-17.....	15.00	12.30	8.20
7.00-18.....	12.80	10.45	7.00
7.00-19.....	15.05	12.35	8.20
7.00-20.....	12.95	10.60	7.05
7.00-21.....	11.00	9.00	6.00
7.50-14.....	12.95	10.60	7.05
7.50-15.....	13.55	11.10	7.40
7.50-16.....	14.15	11.60	7.75
7.50-17.....	20.45	16.70	11.15
7.50-18.....	12.80	10.45	7.00
7.50-19.....	15.05	12.35	8.20
8.25-16.....	15.50	12.65	8.45
8.25-18.....	20.50	16.75	11.20
30 x 3.....	3.85	3.15	2.50
30 x 3½.....	5.10	4.15	2.80
31 x 4.....	5.25	4.30	2.85
32 x 4.....	5.35	4.40	2.95
32 x 4½.....	5.50	4.50	3.00
33 x 4.....	5.50	4.50	3.00
33 x 4½.....	5.65	4.60	3.10
33 x 5.....	7.70	6.30	4.20
34 x 4.....	5.65	4.60	3.10
34 x 4½.....	5.80	4.75	3.15
34 x 5.....	8.00	6.55	4.35
35 x 5.....	5.50	4.50	3.00
37 x 5.....	5.50	4.50	3.00

(c) The maximum price for any un-repaired used passenger-car tire or tube, except basic tire carcasses, shall be the price established by paragraph (a) or (b) of this section less an amount equal to the charges prevailing in the locality of the seller on March 7, 1942, for repairing such tire or tube in compliance

with the minimum quality specifications set forth in Appendix C (§ 1315.1362). *Provided*, That in no case shall the maximum price for any un-repaired passenger-car tire or tube, when being sold for a purpose other than as scrap rubber, be less than the scrap rubber value of such tire or tube at prices prevailing in the locality of the seller at the time of the sale.

(d) (1) The maximum price for any passenger-car basic tire carcass, in a sound condition or repaired if not sound, shall be the price listed in the appropriate column of Table II-A.

(2) The maximum price for any un-repaired passenger-car basic tire carcass shall be the price established by Table II-A for such tire in a repaired condition, less the amount required to be deducted by the other columns in the table for such repairs as the tire needs. *Provided*, That in no case shall the maximum price for any un-repaired passenger-car basic tire carcass, when being sold for a purpose other than as scrap rubber, be less than the scrap rubber value of such tire at prices prevailing in the locality of the seller at the time of the sale.

TABLE II-A—MAXIMUM PRICES FOR PASSENGER-CAR BASIC TIRE CARCASSES

Tire size	Tires with smooth treads and other basic tire carcasses, in a sound condition or repaired if not sound	Deduct this amount for each vulcanized spot repair needed, if the tire is unrepaired	Deduct this amount for each vulcanized reinforcement or sectional repair needed, if the tire is unrepaired
3.75-18.....	\$2.75	\$0.00	\$1.70
4.00-16.....	2.75	.60	1.70
4.00-18.....	2.75	.60	1.70
4.25-12.....	2.75	.60	1.70
4.40-21.....	2.75	.60	1.70
4.50-12.....	2.75	.60	1.70
4.50-20.....	2.75	.90	1.70
4.50-21.....	2.75	.50	1.70
4.75-19.....	3.20	.95	2.00
4.75-20.....	3.20	.95	2.00
4.75-21.....	3.20	.95	2.00
5.00-16.....	3.20	.95	2.00
5.00-17.....	3.20	.95	2.00
5.00-19.....	3.20	.95	2.00
5.00-20.....	3.20	.95	2.00
5.00-21.....	3.20	.95	2.00
5.00-22.....	3.20	.95	2.00
5.25-17.....	3.20	.95	2.00
5.25-5.50-17.....	3.20	.95	2.00
5.25-18.....	3.20	.95	2.00
5.25-19.....	3.20	.95	2.00
5.25-20.....	3.20	.95	2.00
5.25-21.....	3.20	.95	2.00
5.50-16.....	3.20	.95	2.00
5.50-17.....	3.20	.95	2.00
5.50-18.....	3.20	.95	2.00
5.50-19.....	3.20	.95	2.00
5.50-20.....	3.20	.95	2.00
6.00-16.....	3.60	1.00	2.20
6.00-17.....	3.60	1.00	2.20
6.00-5.50-17.....	3.60	1.00	2.20
6.00-18.....	3.60	1.00	2.20
6.00-19.....	3.60	1.00	2.20
6.00-20.....	3.60	1.00	2.20
6.00-21.....	3.60	1.00	2.20
6.00-22.....	3.60	1.00	2.20
6.00-23.....	3.60	1.00	2.20
6.25-16.....	4.00	1.15	2.45
6.25-5.50-16.....	4.00	1.15	2.45
6.50-15.....	4.00	1.15	2.45
6.50-16.....	4.00	1.15	2.45
6.50-17.....	4.00	1.15	2.45
6.50-18.....	4.00	1.15	2.45
6.50-19.....	4.00	1.15	2.45
6.50-20.....	4.00	1.15	2.45
7.00-15.....	4.55	1.25	2.80
7.00-16.....	4.55	1.25	2.80
7.00-17.....	4.55	1.25	2.80

TABLE II-B—MAXIMUM PRICES FOR PASSENGER-CAR BASIC TIRE CARCASSES—Continued.

Tire size	Tires with smooth treads and other basic tire carcasses, in a sound condition or repaired if not sound	Deduct this amount for each vulcanized spot repair needed, if the tire is unrepaired	Deduct this amount for each vulcanized reinforcement or sectional repair needed, if the tire is unrepaired
7.00-18.....	\$4.55	\$1.25	\$2.80
7.00-19.....	4.55	1.25	2.80
7.00-20.....	4.55	1.25	2.80
7.00-21.....	4.55	1.25	2.80
7.50-14.....	5.25	1.40	3.25
7.50-15.....	5.25	1.40	3.25
7.50-16.....	5.25	1.40	3.25
7.50-17.....	5.25	1.40	3.25
7.50-18.....	5.25	1.40	3.25
7.50-19.....	5.25	1.40	3.25
8.25-15.....	6.55	1.60	4.25
8.25-16.....	6.55	1.60	4.25
30 x 3.....	2.60	.70	1.60
30 x 3½.....	2.60	.70	1.60
31 x 4.....	2.60	.70	1.60
32 x 4.....	2.60	.70	1.60
32 x 4½.....	2.60	.70	1.60
33 x 4.....	2.60	.70	1.60
33 x 4½.....	2.60	.70	1.60
33 x 5.....	2.60	.70	1.60
34 x 4.....	2.60	.70	1.60
34 x 4½.....	2.60	.70	1.60
34 x 5.....	2.60	.70	1.60
35 x 5.....	2.60	.70	1.60
37 x 5.....	2.60	.70	1.60

§ 1315.1361 Appendix B: Maximum prices for used truck and bus tires and tubes. (a) The maximum price for any used truck or bus tire, except basic tire carcasses, shall be the price listed in Table I-B.

TABLE I-B—MAXIMUM PRICES FOR USED TRUCK AND BUS TIRES, EXCEPT BASIC TIRE CARCASSES

Tire size	Ply	Tires retaining $\frac{3}{32}$ inch or more tread design depth, when measured at the shallowest point	Tires retaining more than $\frac{3}{32}$ inch but less than $\frac{1}{2}$ inch tread design depth, when measured at the shallowest point	Tires retaining $\frac{1}{2}$ inch or less tread design depth but not having smooth treads, when measured at the shallowest point; regrooved tires; and remolded tires
6.00-16.....	0	\$11.20	\$9.45	\$6.30
6.00-17.....	0	12.80	10.45	7.00
6.00-20.....	0	13.20	10.80	7.20
6.00-20 (30 x 6).....	8	15.25	12.45	8.30
6.50-16.....	6	13.30	10.90	7.25
6.50-17.....	6	14.50	11.00	7.00
6.50-20.....	6	15.40	12.00	8.40
6.50-20 (32 x 6).....	8	19.40	15.90	10.60
7.00-15.....	6	15.60	12.80	8.70
7.00-16.....	6	15.95	13.05	8.70
7.00-17.....	6	18.10	14.85	9.00
7.00-17.....	8	19.55	16.00	10.65
7.00-18.....	8	19.70	16.10	10.75
7.00-20.....	8	20.00	16.40	10.80
7.00-20 (32 x 6).....	10	26.15	21.40	14.25
7.00-24 (36 x 6).....	10	30.30	24.80	16.65
7.50-15.....	10	30.45	21.90	16.70
7.50-16.....	6	19.95	16.30	10.10
7.50-16.....	8	21.95	17.95	11.95
7.50-17.....	8	23.60	19.70	13.60
7.50-18.....	8	25.45	20.80	13.90
7.50-18 (32 x 7).....	10	34.15	27.95	18.65
7.50-20.....	8	26.20	21.40	14.30
7.50-20 (34 x 7).....	10	34.60	28.55	19.60
7.50-20 (34 x 7).....	12	40.10	32.80	21.85
7.50-24 (38 x 7).....	10	39.10	32.60	21.35
8.25-15.....	10	37.70	30.85	20.65
8.25-18.....	10	36.15	29.60	19.75

TABLE I-B—MAXIMUM PRICES FOR USED TRUCK AND BUS TIRES, EXCEPT BASIC TIRE CARCASSES—Continued

Tire size	Piles	Tires retaining $\frac{1}{2}$ inch or more tread depth, when measured at the shallowest point	Tires retaining more than $\frac{1}{4}$ inch but less than $\frac{1}{2}$ inch tread depth, when measured at the shallowest point	Tires retaining $\frac{1}{4}$ inch or less tread depth but not having smooth tread, when measured at the shallowest point; regrooved tires; and remolded tires
8.25-20	10	\$37.20	\$30.45	\$20.30
8.25-20	12	42.85	35.05	23.35
8.25-22	10	33.80	32.60	21.70
8.25-24	10	42.00	34.40	22.90
9.00-13	6	20.10	16.45	10.95
9.00-15	12	47.20	38.65	25.75
9.00-18	10	42.95	35.15	23.45
9.00-20	10	44.40	36.35	24.25
9.00-20 (30 x 8)	12	52.60	42.55	28.35
9.00-22	10	46.60	38.15	25.45
9.00-24	10	48.50	39.65	26.45
9.00-24 (40 x 8)	12	55.55	45.45	30.50
10.00-15 (9.75-15)	12	53.30	43.00	29.05
10.00-18 (9.75-18)	12	54.80	44.80	30.50
10.00-20 (9.75-20)	12	56.30	46.05	30.70
10.00-20 (33 x 9)	14	67.75	55.45	36.95
10.00-22 (9.75-22)	12	59.30	48.55	32.35
10.00-24 (9.75-24)	12	60.95	49.80	33.25
11.00-20 (10.50-20)	12	66.30	54.25	36.15
11.00-20	14	79.85	65.30	43.55
11.00-22 (10.50-22)	12	70.15	57.40	38.25
11.00-24 (10.50-24)	12	72.70	59.50	39.65
12.00-20 (11.25-20)	14	86.25	71.15	47.45
12.00-20 (40 x 10)	16	100.80	82.45	55.00
12.00-24 (11.25-24)	14	93.40	76.20	50.80
12.00-24 (44 x 10)	16	100.80	83.40	58.85
13.00-20 (12.75-20)	16	129.45	98.55	65.70
13.00-24 (12.75-24)	16	131.00	107.65	71.80
14.00-20 (13.50-20)	16	132.80	108.65	72.40
14.00-24 (13.50-24)	16	140.80	115.25	76.85

(c) The maximum price for any un-repaired used truck or bus tire or tube, except basic tire carcasses, shall be the price established by paragraph (a) or (b) of this section less an amount equal to the charges prevailing in the locality of the seller on March 7, 1942 for repairing such tire or tube in compliance with the minimum quality specifications set forth in Appendix C (§ 1315.1362). *Provided*, That in no case shall the maximum price for any un-repaired truck or bus tire or tube, when being sold for a purpose other than as scrap rubber, be less than the scrap rubber value of such tire or tube at prices prevailing in the locality of the seller at the time of the sale.

(d) (1) The maximum price for any truck or bus basic tire carcass, in a sound condition or repaired if not sound, shall be the price listed in the appropriate column of Table IV-B.

(2) The maximum price for any un-repaired truck or bus basic tire carcass shall be the price established by Table IV-B for such tire in a repaired condition, less the amount required to be deducted by the other columns in the table for such repairs as the tire needs. *Pro-*

vided, That in no case shall the maximum price for any un-repaired truck or bus basic tire carcass, when being sold for a purpose other than as scrap rub-

ber, be less than the scrap rubber value of such tire at prices prevailing in the locality of the seller at the time of the sale.

TABLE IV-B—MAXIMUM PRICES FOR TRUCK AND BUS BASIC TIRE CARCASSES

Tire size	Piles	Tires with smooth tread and other basic tire carcasses in a sound condition or repaired if not sound	Deduct this amount for each vulcanized spot repair needed, if the tire is un-repaired	Deduct this amount for each vulcanized sectional repair needed, if the tire is un-repaired	Deduct this amount for each vulcanized reinforcement repair needed, if the tire is un-repaired
6.00-16	6	\$4.20	\$1.20	\$2.80	\$1.85
6.00-17	6	4.80	1.20	2.80	1.85
6.00-20	6	4.80	1.20	2.80	1.85
6.00-20 (30 x 5)	8	6.00	1.20	3.20	2.25
6.00-16	6	4.75	1.20	2.50	1.95
6.00-17	6	4.75	1.20	2.50	1.95
6.00-20	6	4.75	1.20	2.50	1.95
6.00-20 (32 x 6)	8	6.00	1.20	3.25	2.25
7.00-15	6	5.00	1.20	3.10	2.05
7.00-16	6	5.00	1.20	3.10	2.05
7.00-17	6	5.00	1.20	3.10	2.05
7.00-18	8	6.00	1.20	4.10	2.75
7.00-18	8	6.00	1.20	4.10	2.75
7.00-20	8	6.00	1.20	4.10	2.75
7.00-20 (32 x 6)	10	8.40	1.20	5.15	3.45
7.00-24 (30 x 6)	10	7.75	1.20	5.15	3.45
7.00-16	6	5.00	1.20	3.25	2.15
7.00-16	6	5.00	1.20	3.25	2.15
7.00-17	6	5.00	1.20	3.25	2.15
7.00-18	8	6.00	1.20	4.25	2.85
7.00-18	8	6.00	1.20	4.25	2.85
7.00-20	8	6.00	1.20	4.25	2.85
7.00-20 (32 x 7)	10	8.00	1.20	5.45	3.65
7.00-20	10	7.25	1.20	4.25	2.85
7.00-20 (34 x 7)	10	9.00	1.20	5.45	3.65
7.00-20 (34 x 7)	12	10.20	1.20	6.45	4.20
7.00-24 (33 x 7)	10	8.00	1.20	5.45	3.65
8.25-15	10	9.00	2.00	6.40	4.25
8.25-18	10	10.50	2.00	6.40	4.25
8.25-20	12	10.50	2.00	6.40	4.25
8.25-22	10	10.50	2.00	6.85	4.55
8.25-24	10	10.50	2.00	6.40	4.25
8.25-24	10	10.50	2.00	6.40	4.25
9.00-13	6	6.50	2.00	3.75	2.50
9.00-15	12	12.00	2.00	7.20	4.80
9.00-18	10	12.00	2.00	6.85	4.55
9.00-20	10	12.00	2.00	6.85	4.55
9.00-22 (30 x 5)	12	12.00	2.00	7.20	4.80
9.00-22	10	12.00	2.00	6.85	4.55
9.00-24	10	12.00	2.00	6.85	4.55
9.00-24 (40 x 8)	12	12.00	2.00	7.20	4.80
10.00-15 (9.75-15)	12	13.20	2.00	7.70	5.15
10.00-18 (9.75-18)	12	13.20	2.00	7.70	5.15
10.00-20 (9.75-20)	12	13.20	2.00	7.70	5.15
10.00-20 (33 x 9)	14	13.20	2.00	8.65	5.95
10.00-22 (9.75-22)	12	13.20	2.00	7.70	5.15
10.00-24 (9.75-24)	12	13.20	2.00	7.70	5.15
11.00-20 (10.50-20)	12	14.40	3.10	8.40	5.60
11.00-20	14	14.40	3.10	9.25	6.15
11.00-22 (10.50-22)	12	14.40	3.10	8.40	5.60
11.00-24 (10.50-24)	12	14.40	3.10	8.40	5.60
12.00-20 (11.25-20)	14	16.80	3.40	11.20	7.45
12.00-20 (40 x 10)	16	16.80	3.40	11.85	7.90
12.00-24 (11.25-24)	14	16.80	3.40	11.20	7.45
12.00-24 (44 x 10)	16	16.80	3.40	11.85	7.90
13.00-20 (12.75-20)	16	18.00	3.80	12.20	8.35
13.00-24 (12.75-24)	16	18.00	3.80	12.20	8.35
14.00-20 (13.50-20)	16	19.20	4.25	13.00	8.65
14.00-24 (13.50-24)	16	19.20	4.25	13.00	8.65

§ 1315.1362 Appendix C: Minimum quality specifications for repaired tires and tubes—(a) Requirement. Repaired tires and tubes must be repaired in compliance with all the minimum quality specifications for repairs set forth in paragraphs (c) and (d), and any tire so repaired must have been a repairable tire as defined in paragraph (b) before such repairs were made.

(b) Repairable tire. "Repairable tire" means a used tire which has sufficient tread design or under tread to warrant repair for use for the purpose for which it was primarily designed. Specifically,

such tire must meet at least the following conditions:

(1) The tread and sidewall must not be weather checked or cracked to the extent that the tire has more than two radial cracks which extend through the cord body.

(2) The cord body:

(i) Must not have separation between plies.

(ii) Must not have been damaged to the extent that cords are pulled loose beyond the first inside ply.

(iii) Must not have any fabric injuries that exceed one-half the

cross-sectional diameter of the tire. Example—Injuries in 600/16 (6 inch) tires must not be more than three inches long; in 10.00/20 tires not more than five inches.

(iv) Must not have or show evidence of having had more than three injuries requiring sectional or reinforcement repairs.

(v) Must not have injuries below any point where the top of the rim flange makes contact with the tire.

(vi) Must not have or exhibit circumferential or flex breaks on the inside ply.

(vii) Bead area must be sound with no broken wires.

(c) *Repairs to tires.* A repair to a tire must be a vulcanized spot repair, or vulcanized reinforcement or vulcanized sectional repair which can be accomplished in accordance with recognized commercial practice and which can be reasonably expected to render satisfactory service under limited operating conditions (speed not over 35 miles per hour and no overload) so that the tire when repaired will be in a safe condition for service.

(1) A vulcanized spot repair must meet at least the following conditions:

(i) Loose portions of tread and sidewall rubber must be removed.

(ii) Surfaces must be skived, roughened, cemented.

(iii) Tire casing and repair materials must be moisture free.

(iv) Rubber must be applied after cement is dry.

(v) Curing must be in accordance with instructions of the manufacturer of the repair materials used.

(2) A vulcanized sectional repair or a vulcanized reinforcement repair must meet at least the following conditions:

(i) Injured rubber and fabric must be removed.

(ii) Area around injury must be skived at an angle to give maximum bonding surface and stress resistance (usually 45 degrees).

(iii) Tire casing and repair materials must be moisture free.

(iv) Surface must be buffed, cemented, and allowed to dry, then cemented again and allowed to dry again.

(v) Skived portion of the inner casing must be filled with cushion gum level with the inner band ply.

(vi) Ready-built patch or built-in cord fabric must be applied in accordance with the manufacturer's instructions regarding number of plies, size of patch, ply direction, and application.

(vii) Tread portion of skive must be lined with skim coating of cushion gum or tie gum and filled with tread gum slightly above level of the tread.

(viii) Curing must be in accordance with instructions of the manufacturer of the repair materials being used. Proper pressure must be maintained during cure.

(ix) Repaired portions must present smooth surfaces inside and out; tread, buttress, and sidewall designs must be restored to match those on the rest of the tire; and exterior contour must be maintained.

(x) Finished repair must be free of porosity and other imperfections.

(d) *Repairs to tubes.* A repair to a tube must be a repair which can be accomplished in accordance with recognized commercial practice and which can be reasonably expected to render satisfactory service under limited operating conditions (speed not over 35 miles per hour and no overload) so that the tube when repaired will be in a safe condition for service.

§ 1315.1359a *Effective dates of amendments.* * * *

(f) Amendment No. 6 (§§ 1315.1353 (b) (2), (4); 1315.1353a; 1315.1354; 1315.1355a; 1315.1358 (a) (14), (15), (16), (17); 1315.1360 (b), (c), (d); 1315.1361 (a), (c), (d); 1315.1362) to Maximum Price Regulation No. 107 shall become effective November 3, 1942.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871.)

Issued this 28th day of October 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-10981; Filed, October 28, 1942; 3:15 p. m.]

PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[MPR 107, Amendment 7]

USED TIRES AND TUBES

Amendment No. 7 to Maximum Price Regulation No. 107¹—Used Tires and Tubes.

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.*

Section 1315.1351 is amended by adding a new sentence at the end thereof, as set forth below:

§ 1315.1351 *Maximum prices for used tires and tubes.* * * * On sales or deliveries between October 15, 1942 and November 3, 1942, of sound or repaired used tires by any person to Defense Supplies Corporation pursuant to the Idle Tire Purchase Plan, Defense Supplies Corporation may pay and the seller may receive prices not in excess of the maximum prices set forth for such tires by

* Copies may be obtained from Office of Price Administration.

¹ 7 F.R. 1838, 1981, 2394, 3891, 5177, 7365, 8586.

Amendment No. 6 to Maximum Price Regulation No. 107.

§ 1315.1359a *Effective dates of amendments.* * * *

(g) Amendment No. 7 (§ 1315.1351) to Maximum Price Regulation No. 107 shall be effective as of October 15, 1942.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871.)

Issued this 28th day of October, 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-10990; Filed, October 28, 1942; 4:20 p. m.]

PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[RFS-66, Amendment 3]

MAXIMUM PRICES FOR RETREADED AND RECAPPED RUBBER TIRES

Amendment No. 3 to Revised Price Schedule No. 66¹—Retreaded and Recapped Rubber Tires, the Retreading and Recapping of Rubber Tires, and Basic Tire Carcasses.

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.*

Section 1315.1201 is amended by adding a new sentence at the end thereof, as set forth below:

§ 1315.1201 *Maximum prices for retreaded and recapped rubber tires, the retreading and recapping of rubber tires, and basic tire carcasses.* * * * *Provided*, That on sales or deliveries between October 15, 1942 and November 3, 1942, of retreaded or recapped tires by any person to Defense Supplies Corporation pursuant to the Idle Tire Purchase Plan, Defense Supplies Corporation may pay and the seller may receive prices not in excess of the maximum prices set forth for such tires by Revised Price Schedule No. 66, as Amended.

§ 1315.1209a *Effective dates of amendments.* * * *

(c) Amendment No. 3 (§ 1315.1201) to Revised Price Schedule No. 66 shall be effective as of October 15, 1942.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871.)

Issued this 28th day of October 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-10991; Filed, October 28, 1942; 4:20 p. m.]

¹ 7 F.R. 1333, 1836, 1837, 2132, 7364.

PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[RPS 66¹]

RETRADED AND RECAPPED RUBBER TIRES, THE RETREADING AND RECAPPING OF RUBBER TIRES, AND BASIC TIRE CARCASSES

The title and preamble are amended, and §§ 1315.1201 to 1315.1210, inclusive, are renumbered and amended to read as set forth below: Revised Price Schedule 66, as Amended—Retreaded and Recapped Rubber Tires and the Retreading and Recapping of Rubber Tires.

On January 10, 1942, Price Schedule No. 66² was issued establishing maximum prices for retreaded and recapped rubber tires, the retreading and recapping of rubber tires, and basic tire carcasses. Price Schedule No. 66, by order issued February 17, 1942,³ was re-issued under Section 206 of the Emergency Price Control Act of 1942 as Revised Price Schedule No. 66.⁴

This Revised Price Schedule No. 66, as amended, establishes maximum prices for retreaded and recapped tires and for retreading and recapping of tires. In establishing these maximum prices the Price Administrator has ascertained and given due consideration to the prices prevailing between October 1 and October 15, 1941, and has made adjustments for such relevant factors as he has deemed to be of general applicability. So far as practicable, the Price Administrator has advised and consulted with representative members of the industry which will be affected by this schedule.

In the judgment of the Price Administrator, the maximum prices established by this Revised Price Schedule No. 66, as amended, are and will be generally fair and equitable and will effectuate the purposes of the Act. A statement of the considerations involved in the issuance of this Revised Price Schedule No. 66, as amended, has been issued simultaneously herewith and filed with the Division of the Federal Register.*

- Sec.
1315.1201 Maximum prices for retreaded and recapped rubber tires and the retreading and recapping of rubber tires.
1315.1202 Leasing or renting of retreaded and recapped rubber tires.
1315.1203 Less than maximum prices.
1315.1204 Evasion.

*Copies may be obtained from the Office of Price Administration.

¹ 7 F.R. 1333, 1836, 1837, 2132, 7364.

² 7 F.R. 252, 727.

³ 7 F.R. 1201.

⁴ 7 F.R. 1333, 1837, 1836, 2132, 7364.

- Sec.
1315.1205 Minimum quality specifications.
1315.1206 Posting of prices.
1315.1207 Sales slips.
1315.1208 Records and reports.
1315.1208a Filing statement of maximum prices.
1315.1209 Enforcement.
1315.1210 Licensing; applicability of the registration and licensing provisions of the General Maximum Price Regulation and Maximum Price Regulation No. 165, as amended.
1315.1211 Export sales.
1315.1212 Petitions for amendment.
1315.1213 Definitions.
1315.1214 Effective date of Revised Price Schedule No. 66, as amended.
1315.1215 Appendix A: Maximum prices for retreaded and recapped rubber tires and the retreading and recapping of rubber tires.
1315.1216 Appendix B: Minimum quality specifications.

AUTHORITY: § 1315.1201 to 1315.1216, inclusive, issued under Pub. Law 421, 77th Cong., Pub. Law 729, 77th Cong., E.O. 9230, 7 F.R. 7871.

§ 1315.1201 *Maximum prices for retreaded and recapped rubber tires and the retreading and recapping of rubber tires.* On and after November 3, 1942, regardless of any contract, agreement, lease, or other obligation: (a) no person shall sell or deliver any retreaded or recapped tire, and no person shall buy or receive any such tire in the course of trade or business, at prices higher than the maximum prices set forth in Appendix A hereof, incorporated herein as § 1315.1215; and (a) no person shall retread or recap any tire, and no person shall buy or receive the retreading or recapping of any tire in the course of trade or business, at prices higher than the maximum prices set forth in Appendix A hereof; and no person shall agree, offer, solicit or attempt to do any of the foregoing: *Provided*, That nothing in this Revised Price Schedule No. 66, as amended, shall prevent the fulfillment of contracts entered into before November 3, 1942, for the sale of retreaded or recapped tires or for retreading or recapping tires at prices not exceeding the maximum prices established by Revised Price Schedule No. 66, prior to the effective date of this Revised Price Schedule No. 66, as amended, November 3, 1942.

§ 1315.1202 *Leasing or renting of retreaded and recapped rubber tires.* The maximum price for leasing or renting any retreaded or recapped tire shall be determined according to Maximum Price

Regulation No. 165,⁵ as amended—*Services*, as now or hereafter amended.

§ 1315.1203 *Less than maximum prices.* Lower prices than those set forth in § 1315.1215, Appendix A, may be charged, demanded, paid or offered.

§ 1315.1204 *Evasion.* (a) The price limitations set forth in this Revised Price Schedule No. 66, as amended, shall not be evaded whether by direct or indirect methods in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of or relating to any retreaded or recapped tire, alone or in conjunction with any other commodity, or in connection with the retreading or recapping of any tire, or by way of commission, service, transportation or other charge, or by tying agreement or other trade understanding or otherwise.

(b) Specifically, but not exclusively, the following practices are prohibited:

(1) Increasing the charges for the extension of credit or for the demounting or mounting of a tire on a vehicle or rim, or for any other service over those in effect on January 9, 1942;

(2) Making any charges for the extension of credit or for the demounting or mounting of a tire on a vehicle or rim, or for any other service, if the seller had no special and separate charges in effect for such service on January 9, 1942;

(3) Making the terms and conditions of sale more onerous to purchasers than those available or in effect on January 9, 1942;

(4) Making any charges for repairs to the tire carcass in connection with the sale of a retreaded or recapped tire where the purchaser has not furnished the tire carcass to be retreaded or recapped.

(c) The purchaser shall always have the option of paying at the time of the purchase the full cash price for any retreaded or recapped tire or for retreading or recapping any tire. When a purchaser has a tire retreaded or recapped he shall have the option of bringing it to the seller's place of business without having it demounted from a vehicle or rim by the seller or having any other service performed, and of receiving delivery of any retreaded or recapped tire at the seller's place of business without having it mounted on a vehicle or rim or having any other service performed.

(d) Notwithstanding any other provisions of this section, when the seller

⁵ 7 F.R. 6423, 6366, 7249, 8233, 8131.

has made necessary repairs to a tire carcass furnished by the purchaser for retreading or recapping, the seller, providing he bills it separately, may add to the maximum retreading or recapping price established by this Revised Price Schedule No. 66, as Amended, an amount equal to the charges prevailing in the locality of the seller on January 9, 1942 for such repairs as were actually made to the tire carcass.

§ 1315.1205 *Minimum quality specifications.* (a) In order to be entitled to the maximum prices set forth in Appendix A (§ 1315.1215), retreaded or recapped tires and the retreading or recapping of tires must comply with all the minimum quality specifications set forth in Appendix B (§ 1315.1216).

(b) Maximum prices for retreaded or recapped tires and for the retreading or recapping of tires, when the tires or the retreading or recapping do not comply with all the minimum quality specifications set forth in Appendix B (§ 1315.1216), shall be the scrap rubber value of the tire at prices prevailing in the locality of the seller at the time of the sale.

§ 1315.1206 *Posting of prices.* (a) Every person engaged in the business of retreading or recapping tires shall keep posted in a conspicuous place in each establishment at which such retreading or recapping is contracted for, a statement setting forth the maximum prices which he is permitted to charge under Revised Price Schedule No. 66, as amended, for retreading or recapping such tires. For this purpose it shall be permissible to use a copy of the lists of maximum prices printed in Appendix A (§ 1315.1215).

(b) Every person engaged in the business of selling retreaded or recapped tires shall mark or post maximum prices for such tires in accordance with one of the following subparagraphs:

(1) Such seller shall keep posted in a conspicuous place in each establishment at which such tires are offered for sale, a statement setting forth the maximum prices which he is permitted to charge under Revised Price Schedule No. 66, as amended, for such retreaded or recapped tires. For this purpose it shall be permissible to use a copy of the lists of maximum prices printed in Appendix A (§ 1315.1215).

(2) Or such seller shall mark or post the maximum prices of such retreaded or recapped tires in accordance with the provisions of § 1499.13 (a) of the General Maximum Price Regulation.⁶

(c) If, on January 9, 1942, the seller had special and separate charges in effect for the extension of credit or for the demounting or mounting of a tire on a vehicle or rim, or for any other service, in connection with the sale of retreaded or recapped tires or the retreading or recapping of tires, and if he desires to con-

tinue such charges after November 3, 1942, such seller shall keep posted in a conspicuous place in each establishment at which such tires are offered for sale, or at which such retreading or recapping is contracted for, a statement listing the prices in effect on January 9, 1942, for such extra service.

§ 1315.1207 *Sales slips.* Every person engaged in the business of retreading or recapping tires or of selling retreaded or recapped tires shall furnish the purchaser with a written statement reciting: (a) the size of each tire sold, retreaded or recapped; (b) the price per unit; (c) the type of tread applied, specifying whether it is passenger-car, conventional truck and bus, stop-start, ground-grip, road grader, earth mover, rock service, farm tractor, rice and cane special service, or motorcycle; (d) the grade of camelback used; (e) the amount of any charges made by the seller for repairs to the customer's tire carcass and the nature and extent of such repairs, in cases where the tire carcass was furnished by the purchaser and such a charge is permissible.

§ 1315.1208 *Records and reports.* (a) Every person engaged in the business of retreading or recapping tires or of selling retreaded or recapped tires shall keep for inspection by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942 remains in effect, complete and accurate records of every sale of such tires or of every retreading or recapping operation performed, including: (1) the date thereof; (2) the name and address of the purchaser; (3) the quantity and size of tires sold, retreaded or recapped; (4) the price per unit; (5) the type of tread applied specifying whether it is passenger-car, conventional truck and bus, stop-start, ground-grip, road grader, earth mover, rock service, farm tractor, rice and cane-special service, or motorcycle; (6) the grade of camelback used; and (7) the amount of any charges made by the seller for repairs to the customer's tire carcass and the nature and extent of such repairs, in cases where the tire carcass was furnished by the purchaser and such a charge is permissible.

(b) Such persons shall submit such reports to the Office of Price Administration, and keep such other records in addition to or in place of the records required by this section, as the Office of Price Administration may from time to time require or permit.

§ 1315.1208a *Filing statement of maximum prices.* The provisions of § 1499.13 (b) of the General Maximum Price Regulation requiring the filing of certain statements of maximum prices with the appropriate War Price and Rationing Board of the Office of Price Administration shall not apply to any sale or delivery of retreaded or recapped tires for which a maximum price is established by this Revised Price Schedule No. 66, as amended.

§ 1315.1209 *Enforcement.* (a) Persons violating any provision of this Re-

vised Price Schedule No. 66, as amended, are subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages provided for by the Emergency Price Control Act of 1942.

(b) Persons who have evidence of any violation of this Revised Price Schedule No. 66, as amended, or any price schedule, regulation or order issued by the Office of Price Administration, or of any acts or practices which constitute such a violation, are urged to communicate with the nearest district, state or regional office of the Office of Price Administration, or its principal office in Washington, D. C.

§ 1315.1210 *Licensing; applicability of the registration and licensing provisions of the General Maximum Price Regulation and Maximum Price Regulation No. 165, as amended.* (a) The registration and licensing provisions of §§ 1499.15 and 1499.16 of the General Maximum Price Regulation are applicable to every person selling at wholesale or retail any retreaded or recapped tire for which a maximum price is established by Revised Price Schedule No. 66, as amended. When used in this paragraph (a) the terms "selling at wholesale" and "selling at retail" have the definitions given to them by §§ 1499.20 (p) and 1499.20 (o), respectively, of the General Maximum Price Regulation.

(b) The registration and licensing provisions of §§ 1499.111 and 1499.112 of Maximum Price Regulation No. 165, as amended, are applicable to every person selling the service of retreading or recapping any tire for which service a maximum price is established by Revised Price Schedule No. 66, as amended.

§ 1315.1211 *Export sales.* The maximum prices at which a person may export retreaded or recapped tires shall be determined in accordance with the provisions of the Revised Maximum Export Price Regulation⁷ issued by the Office of Price Administration.

§ 1315.1212 *Petitions for amendment.* Persons seeking any modification of this Revised Price Schedule No. 66, as amended, or an adjustment or exception not provided for therein, may file petitions for amendment in accordance with the provisions of Procedural Regulation No. 1,⁸ issued by the Office of Price Administration.

§ 1315.1213 *Definitions.* (a) When used in this Revised Price Schedule No. 66, as amended, the term:

(1) "Camelback" means the uncured rubber compound applied to the worn tire to make the new tread in the process of recapping or retreading;

(2) "Person" includes an individual, corporation, partnership, association, or any other organized group of persons, or legal successor or representative of any of the foregoing, and includes the United States or any agency thereof, or any other government, or any of its

⁶ 7 F.R. 3153, 3330, 3666, 3990, 3991, 4339, 4487, 4669, 4738, 5027, 5028, 5192, 5276, 5365, 5445, 5484, 5565, 5775, 5784, 5783, 6058, 6081, 6007, 6216, 6615, 6794, 6939, 7093, 7322, 7454, 7758, 7913, 8431.

⁷ 7 F.R. 6059, 7242.

⁸ 7 F.R. 3663, 6967.

political subdivisions, or any agency of any of the foregoing;

(3) "Purchaser" means a person who buys or offers to buy a retreaded or recapped tire, or who has any tire retreaded or recapped;

(4) "Recapping" means the process of tread renewal where the worn tread of the tire is buffed off the top surface of the tire and rubber is applied to the tread surface only, or the process of tread renewal where in addition to buffing off the worn tread the shoulders of the tire also are buffed below the shoulder design and rubber is applied to both the tread surface and tire shoulders;

(5) "Retreading" means the process of reconditioning a tire by removing all the original tread rubber from the worn tire down to the fabric and applying rubber to the tread surface and side walls;

(6) "Retreaded or recapped tire" means any rubber tire which has been retreaded or recapped and used less than 1,000 miles thereafter;

(7) "Rubber" means all forms and types of rubber, including synthetic and reclaimed rubber and any other rubber-like substance used as a rubber substitute;

(8) "Seller" means a person who sells or offers to sell a retreaded or recapped tire, or who retreads or recaps or offers to retread or recap any tire;

(9) "Service" does not include repairs to a tire carcass;

(10) "Tire carcass" means the rubber tire to which rubber is applied in a retreading or recapping operation, regardless of what thickness of tread such tire may have before such operation.

(b) Unless the context otherwise requires, the definitions set forth in section 302 of the Emergency Price Control Act of 1942 shall apply to other terms used herein.

§ 1315.1214 *Effective date of Revised Price Schedule No. 66, as amended.* This Revised Price Schedule No. 66, as Amended (§§ 1315.1201 to 1315.1216, inclusive) shall become effective November 3, 1942.

§ 1315.1215 *Appendix A: Maximum prices for retreaded and recapped rubber tires and the retreading and recapping of rubber tires—(a) Retreading and recapping (tire carcass furnished by purchaser).* The maximum price for retreading or recapping a tire is the price set forth for retreading or recapping such tire in the following tables.

(b) *Retreaded and recapped tires (tire carcass not furnished by purchaser).* The maximum price for a retreaded or recapped tire, when the tire carcass is not furnished by the purchaser, is the sum of the maximum price for retreading or recapping such tire plus the price set forth in the extreme right-hand column of the table as the amount to be added when the tire carcass is not furnished by the purchaser.

TABLE I—PASSENGER-CAR TYPE OF TREAD¹ INCLUDING STUDDED GROUND-GRIP²

Tire size ³	Maximum prices for retreading or recapping, when the tire carcass is furnished by the purchaser		Add this price when the tire carcass is not furnished by the purchaser. The result is the maximum price for a retreaded or recapped tire
	When applying grade C ⁴ camelback	When applying grade F ⁴ camelback or any rubber other than grade C ⁴ camelback	
3.75-18.....	\$4.25	\$4.25	\$2.75
4.25-12.....	4.25	4.25	2.75
4.50-21.....	4.25	4.45	2.75
4.50-20.....	4.25	4.25	2.75
4.50-21.....	4.25	4.25	2.75
4.75-19.....	4.25	4.25	2.75
4.75-20.....	4.25	4.25	2.75
5.00-16.....	4.25	4.25	2.75
5.00-17.....	4.25	4.25	2.75
5.00-19.....	4.25	4.25	2.75
5.00-20.....	4.25	4.25	2.75
5.00-21.....	4.25	4.25	2.75
5.25-17.....	4.25	4.25	2.75
5.25-18.....	4.25	4.25	2.75
5.25-19.....	4.25	4.25	2.75
5.25-20.....	4.25	4.25	2.75
5.25-21.....	4.25	4.25	2.75
5.50-16.....	4.25	4.25	2.75
5.50-17.....	4.25	4.25	2.75
5.50-18.....	4.25	4.25	2.75
5.50-19.....	4.25	4.25	2.75
5.50-20.....	4.25	4.25	2.75
5.50-21.....	4.25	4.25	2.75
6.00-16.....	4.25	4.25	2.75
6.00-17.....	4.25	4.25	2.75
6.00-18.....	4.25	4.25	2.75
6.00-19.....	4.25	4.25	2.75
6.00-20.....	4.25	4.25	2.75
6.00-21.....	4.25	4.25	2.75
6.25-16.....	4.25	4.25	2.75
6.25-17.....	4.25	4.25	2.75
6.25-18.....	4.25	4.25	2.75
6.25-19.....	4.25	4.25	2.75
6.25-20.....	4.25	4.25	2.75

TABLE I—PASSENGER-CAR TYPE OF TREAD¹ INCLUDING STUDDED GROUND-GRIP²—Con.

Tire size ³	Maximum prices for retreading or recapping, when the tire carcass is furnished by the purchaser		Add this price when the tire carcass is not furnished by the purchaser. The result is the maximum price for a retreaded or recapped tire
	When applying grade C ⁴ camelback	When applying grade F ⁴ camelback or any rubber other than grade C ⁴ camelback	
6.50-20.....	\$9.25	\$9.10	\$4.60
7.00-15.....	9.10	8.80	4.55
7.00-16.....	9.05	8.60	4.55
7.00-17.....	10.05	9.85	4.55
7.00-18.....	10.40	10.05	4.55
7.00-19.....	10.75	10.25	4.55
7.00-20.....	10.75	10.45	4.55
7.00-21.....	11.35	11.00	4.55
7.50-14.....	10.65	9.75	5.25
7.50-15.....	10.30	9.65	5.25
7.50-16.....	10.45	10.10	5.25
7.50-17.....	10.85	10.55	5.25
7.50-18.....	10.95	10.65	5.25
7.50-19.....	11.20	10.90	5.25
8.25-15.....	12.00	12.50	6.25
8.25-16.....	13.00	13.50	6.25

¹ Passenger-car type of tread includes any tread of a type generally recognized as designed primarily for use on passenger automobiles.

² Studded ground-grip type of tread is a passenger-car type of tread and includes any such tread designed for traction through mud, snow, sand, or soft ground.

³ For combination size tires, the maximum prices are the prices shown in the table for the larger of the combined sizes.

⁴ Grade C and F camelback mean camelback having the specifications established for Grade C and F coupling stock compounds, respectively, by Supplementary Order No. M-15-B-1 (7 F.R. 67) issued by the War Production Board and adopted for Grade C and F camelback, respectively, by Maximum Price Regulation No. 131—Camelback (7 F.R. 3100).

TABLE II—TRUCK AND BUS TYPES OF TREAD

Tire size	Step-start tire size ¹ No.	Ply	Maximum prices for retreading or recapping, when the tire carcass is furnished by the purchaser						Add this price when the tire carcass is not furnished by the purchaser. The result is the maximum price for a retreaded or recapped tire
			Conventional truck and bus	Step-start ²	Ground-grip ³	Rad. grade ⁴	Earth mover ⁵	Rock service ⁶	
5.25-5.50-17.....	11	6	\$5.00	\$7.45					\$4.50
6.00-16.....	10	6	6.80	7.60	\$3.40				4.50
6.00-17.....		6	7.75						4.50
6.00-20.....		6	8.60		10.85	\$10.00			4.50
6.00-20 (30 x 5).....		8	8.60		10.85	10.00			6.00
6.25-16.....		6	7.50						4.75
6.25-17.....		6	7.50	8.40					4.75
6.25-18.....	13	6	9.15						4.75
6.25-19.....		6	10.15		13.80	12.70			4.75
6.25-20 (32 x 6).....	17	8	10.15	14.05	13.80	12.70			6.00
7.00-15.....		6	9.20						5.00
7.00-16.....	15	6	9.40	10.60					5.00
7.00-17.....		6	10.35		11.65				5.00
7.00-18.....		8	10.35		11.65				6.00
7.00-19.....		8	10.35						6.00
7.00-20.....	19	8	11.25	17.20	17.00	20.65		\$22.45	6.00
7.00-20 (32 x 6).....		10	11.25		17.00	20.65		22.45	8.40
7.00-24 (30 x 6).....		10	11.75						7.75
7.25-15.....	16	6	10.35	11.60	13.75				6.00
7.25-16.....		10	10.35		10.75				7.75
7.25-17.....		6	10.60		12.40				5.50
7.25-18.....	13	8	10.60	13.50	12.40				6.50
7.25-17.....	20	8	10.60		16.65				6.50
7.25-18.....		8	11.80						6.50
7.25-19.....		10	11.80						6.50
7.25-20.....	22	8	13.25	21.70	19.75		\$17.60	20.85	7.25

See footnotes at end of table.

TABLE II—TRUCK AND BUS TYPES OF TREAD—Continued

Tire size	Stop-start tire size ² No.	Ply	Maximum prices for retreading or recapping, when the tire carcass is furnished by the purchaser					Add this price when the tire carcass is not furnished by the purchaser. The result is the maximum price for a retreaded or recapped tire
			Conventional truck and bus ³	Stop-start ⁴	Ground-grip ⁵	Road grader ⁶	Earth mover ⁷	Rock service ⁸
7.50-20 (34 x 7)		10	\$13.25		\$19.75		\$17.00	\$29.85
7.50-20 (34 x 7)		12	13.25		19.75		17.00	29.85
7.50-24 (38 x 7)		10	14.00		21.05			
8.25-16		10	15.55					
8.25-18		10	17.20	\$24.10				
8.25-20	28	10	17.80	27.65	26.45	28.85	21.25	31.90
8.25-20	28	12	17.80		26.45	28.85	21.25	31.90
8.25-22		10	18.70					
8.25-24		10	19.70		29.60	31.05		
9.00-13		6	13.55					
9.00-15		12	19.45					
9.00-18		10	20.95		28.70			
9.00-20		10	21.45		31.55		28.80	33.60
9.00-20 (36 x 8)	34	12	21.45	33.75	31.55		28.80	33.00
9.00-22		10	22.05					
9.00-24		10	22.55		34.50	32.90		41.50
9.00-24 (40 x 8)		12	22.55		34.50	32.90		41.50
10.00-16		12	20.80					
10.00-18 (9.75 x 18)		12	23.30					
10.00-20 (9.75 x 20)		12	23.75	41.70	40.00		35.65	48.10
10.00-20 (38 x 9)	40	14	23.75		40.00		35.65	48.10
10.00-22 (9.75 x 22)		12	24.20	43.90				
10.00-24 (42 x 9)	45	14	24.85	44.25	43.35	34.75		52.10
11.00-18		12			44.25			
11.00-20 (10.50 x 20)	48	12	25.80	46.75	47.05		40.65	56.45
11.00-20		14	25.80		47.05		40.65	56.45
11.00-22 (10.50 x 22)		12	27.50	49.45				
11.00-24 (10.50 x 24)	52	12	28.75	51.50	51.55	35.75	62.05	74.05
12.00-20 (11.25 x 20)		14	35.85		61.55		48.70	74.05
12.00-20 (44 x 10)		16	35.85		61.55		48.70	74.05
12.00-22 (11.25 x 22)		14	37.30					
12.00-24 (11.25 x 24)		14	38.70		65.95	37.95	79.30	91.90
12.00-24 (44 x 10)		16	38.70		65.95	37.95	79.30	91.90
13.00-20 (12.75 x 20)		16	48.60		39.55	56.10		
13.00-24 (12.75 x 24)		16	53.30		42.85			
14.00-20 (13.50 x 20)		16	57.00		59.75	63.60		
14.00-20		18	57.00		59.75	63.60		
14.00-20		20	57.00		59.75	63.60		
14.00-24 (13.50 x 24)		16	62.55		99.75		119.85	
16.00-20		16				132.90		
16.00-20		18				132.90		
16.00-20		16				145.20	245.15	
16.00-24		18				145.20	245.15	
18.00-21		12			205.25	168.25	276.00	
18.00-24		16			205.25	168.25	276.00	
18.00-24		20			205.25	168.25	276.00	
18.00-40		20			454.00			
21.00-24		16			319.80	318.70	350.35	
21.00-24		20			352.15			
24.00-32		24			809.25	793.90		
24.00-32		36			1,000.80			
30.00-40		28			1,586.05			
30.00-40		34			1,929.50			
30.00-40		34			2,477.25			

¹ For any tire size where no maximum price is listed in this table under the particular heading for Ground-Grip, Road Grader, Earth Mover or Rock Service types of tread, the maximum price is that set forth for such size under the heading for Conventional Truck and Bus type of tread.

² Maximum prices set forth for stop-start type of tread apply only when such treads are applied to tires of a stop-start size listed in this column or of a size generally recognized as equivalent to one of such stop-start sizes. When a stop-start type of tread is applied to such an equivalent size of tire, the maximum price shall be that set forth for the appropriate stop-start size.

³ Conventional truck and bus type of tread include any tread of a type generally recognized as designed primarily for ordinary "on the road" use on trucks or busses.

⁴ Stop-start type of tread must have at least $1\frac{3}{4}$ inches tread design depth at the center circumference of the tire and must contain at least as much rubber in the under-tread and have a tread design depth at the center circumference of the tire which is at least $\frac{3}{4}$ inches deeper than the conventional truck and bus type of tread of the same retreader or recapper for the same size of tire. Stop-start type of tread includes any such extra heavy tread of a type generally recognized as designed primarily for city commercial use on trucks or busses.

⁵ Ground-grip type of tread must contain at least as much rubber in the under-tread and have a tread design depth at the center circumference of the tire which is at least $\frac{3}{4}$ inches deeper than the conventional truck and bus type of tread of the same retreader or recapper for the same size of tire. Ground-grip type of tread includes any such tread of a deep-cut, cleated type generally recognized as designed primarily for use on trucks for traction through mud, snow, sand, or soft ground.

⁶ Road grader type of tread includes any tread of a type generally recognized as designed primarily for "off the pavement" use on the power driven wheels of highway maintenance and road construction machinery for traction through mud, snow, sand or soft earth.

⁷ Earth mover type of tread includes any tread of a type generally recognized as designed primarily for providing flotation in soft earth for "off the road" use on earth moving vehicles.

⁸ Rock service type of tread includes any extra heavy tread of a type generally recognized as designed primarily for heavy duty service on rocks or gravel in such work as earth hauling, quarrying, logging and road building.

TABLE III—FARM TRACTOR¹ AND RICE AND CANE SPECIAL SERVICE² TYPES OF TREAD

Tire size	Maximum prices for retreading or recapping, when the tire carcass is furnished by the purchaser	Add this price when the tire carcass is not furnished by the purchaser. The result is the maximum price for a retreaded or recapped tire
Fronts		
4.00-9	\$4.25	\$2.75
4.00-15	4.00	2.75
4.00-19	4.85	2.75
4.75-15	5.70	3.20
5.00-15	6.00	3.20
5.25-21	6.70	3.20
5.50-16	6.65	3.20
6.00-9	10.15	3.50
6.00-12	7.00	3.50
6.00-16	7.00	3.50
6.00-20	8.25	3.50
6.25-16	7.60	4.00
6.50-16	8.65	4.00
7.50-10	11.15	5.25
7.50-16	9.65	5.25
7.50-18	10.35	5.25
7.50-20	11.00	5.25
9.00-10	14.25	6.50
Backs		
6.00-22	8.20	4.00
7-32	16.20	4.00
6.50-32	16.65	4.00
6.50-40	20.85	4.00
7-36	18.35	4.00
7-40	19.20	4.00
7-44	20.80	4.00
7.00-22	12.05	5.00
7.00-24, 8-24	16.20	5.00
8-32	19.85	5.00
8-36	23.10	5.00
8-38	23.20	5.00
7.00-40, 8-40	21.65	5.00
7.50-22	12.65	6.00
7.50-24, 9-24	17.35	6.00
9-28	22.10	8.00
9-32	26.95	8.00
7.50-30, 9-30	29.75	8.00
9-38	31.60	8.00
7.50-40, 9-40	33.85	8.00
8.25-24, 10-24	23.95	9.45
10-26	21.85	9.45
10-28	25.85	9.45
8.25-36, 10-36	31.15	9.45
10-38	24.15	9.45
9.00-24, 11-24	28.75	10.00
11-26	28.95	10.00
9.00-28, 11-28	50.60	10.00
9.00-30, 11-30	52.00	10.00
11-38	62.65	10.00
9.00-40, 11-40	33.10	10.00
12-24	30.00	10.00
12-26	31.70	10.00
12-30	33.35	10.00
10.00-36, 12-36	40.25	11.00
12-38	41.95	11.00
10.00-40, 12-40	43.20	11.00
10.00-44	45.95	11.00
11.25-24, 13-24	35.70	12.20
11.25-28, 13-28	39.00	12.65
13-30	40.30	12.65
11.25-36, 13-36	44.10	13.20
11.25-40, 13-40	49.35	13.75
12.75-24, 14-24	43.25	14.30
12.75-28, 14-28	47.85	14.85
14-30	50.25	14.85
12.75-32, 14-32	62.65	16.40
13.50-24, 15-24	49.30	16.40
13.50-28, 15-28	63.65	16.95
13.50-32, 15-32	69.00	18.00

¹ Farm tractor type of tread includes any tread of a type generally recognized as designed primarily for use on farm tractors.

² Rice and cane special service type of tread includes any deep-cut, high cleated tread of a type generally recognized as designed primarily for use in muck and water.

TABLE IV—MOTORCYCLE TYPE OF TREAD¹

Tire size	Maximum prices for retreading or recapping, when the tire carcass is furnished by the purchaser	Add this price when the tire carcass is not furnished by the purchaser. The result is the maximum price for a retreaded or recapped tire
4.00-18.....	\$4.70	\$2.75
4.00-19.....	4.89	2.75
4.50-18.....	5.10	2.75
4.50-19.....	5.39	2.75
5.00-16.....	5.75	3.20

¹ Motorcycle type of tread includes any tread of a type generally recognized as designed primarily for use on motorcycles.

§ 1315.1216 Appendix B: Minimum quality specifications—(a) *Retreading and recapping (tire carcass furnished by purchaser)*. In order to be entitled to the maximum prices set forth in Appendix A (§ 1315.1215), retreading or recapping must comply with all the following minimum quality specifications, when the tire carcass is furnished by the purchaser:

(1) Tire casing must be uniformly buffed.

(2) Tire casing and all materials must be moisture free and free of dirt.

(3) Camelback must be applied to completely cemented and dried surface.

(4) Camelback must be stitched down thoroughly.

(5) Curing must be in full circle molds or steam kettle in accordance with instructions of the manufacturer of the camelback used.

(6) Finished tire tread must adhere uniformly, must be a circle without bulges or sunken areas, and must be completely filled out and free of porosity and imperfections.

(b) *Retreaded and recapped tires (tire carcass not furnished by purchaser)*. In order to be entitled to the maximum prices set forth in Appendix A (§ 1315.1215), when the tire carcass is not furnished by the purchaser, retreaded or recapped tires must comply with all the minimum quality specifications set forth in paragraph (a) of this section for retreading or recapping, the tire carcass used must have been a treadable tire as defined in subparagraph (1), and if such tire carcass is not sound as defined in subparagraph (1), it must be repaired in compliance with the minimum quality specifications for repairs set forth in subparagraph (2).

(1) *Treadable tire*. "Treadable tire" means a rubber tire or tire casing which is sound or which, if not sound, warrants repair and retreading or recapping in accordance with recognized commercial practice, and which can reasonably be expected to render satisfactory service under limited operating conditions (speed not over 35 miles per hour and no overload). "Sound" as applied to a tire means a tire which has not been damaged to the extent that it is in need

of repair in accordance with recognized commercial practice and which can reasonably be expected to render satisfactory service under limited operating conditions (speed not over 35 miles per hour and no overload). Specifically, a treadable tire must meet at least the following conditions.

(i) The cord body: (a) Must not be worn through more than one body ply for a total length of more than four inches on four-ply tires;

(b) Must not be worn through more than two plies for a total length of more than four inches on tires of six plies or more;

(c) Must not have or show evidence of having had more than two injuries requiring sectional or reinforcement repairs, each not exceeding one-third the cross-sectional diameter of the tire, except that, in the case of a truck tire, it may have an injury not exceeding one-half the cross-sectional diameter of the tire, if that is the only injury to the cord body. Example—Breaks in 600/16 (6 inch) tires must not be more than two inches long; 900/20 (9 inch) tires not more than three inches long, unless there is only one break, in which case it must not be more than four and one-half inches long;

(d) Must not have more than three radial cracks of more than one inch in length extending to the cord body;

(e) Must not have separation between plies;

(f) Must not have been damaged to the extent that cords are pulled loose beyond the first inside ply;

(g) Must not have injuries below any point where the top of the rim flange makes contact with the tire;

(h) Must not have or exhibit circumferential or flex breaks on the inside ply;

(i) Bead area must be sound with no broken wires.

(ii) The tread and sidewall must not be weather checked or cracked to the extent that the tire has more than two radial cracks which extend through the cord body.

(2) *Repairs*. A repair must be a vulcanized spot repair, or vulcanized reinforcement or vulcanized sectional repair which can be accomplished in accordance with recognized commercial practice and which can be reasonably expected to render satisfactory service under limited operating conditions (speed not over 35 miles per hour and no overload) so that the tire when repaired will be in a safe condition for service.

(i) "Vulcanized spot repair" means a repair which in accordance with recognized commercial practice should be applied to such tire damage as: surface blisters, cuts, and other injuries which can be satisfactorily repaired without fabric reinforcement; small injuries to not more than one ply in a four-ply tire; small injuries to not more than two plies in a six-ply tire; small injuries to not more than one-fourth of the total plies in heavier tires. Specifically, such repair must meet at least the following conditions:

(a) Loose portions of tread and sidewall rubber must be removed.

(b) Surfaces must be skived, roughened, cemented.

(c) Tire casing and repair materials must be moisture free.

(d) Rubber must be applied after cement is dry.

(e) Curing must be in accordance with instructions of the manufacturer of the repair materials used.

(ii) "Vulcanized reinforcement repair" means a repair requiring fabric reinforcement which in accordance with recognized commercial practice should be applied to such tire damage as worn tread spots or other injuries which involve ply damage exceeding that to which a vulcanized spot repair should be applied but where at least two of the plies are sound and uninjured. "Vulcanized sectional repair" means a repair requiring fabric reinforcement which in accordance with recognized commercial practice should be applied to such tire damage as breaks or cuts through the entire tire casing, nail holes enlarged by prolonged neglect, or other injuries which do not leave two of the plies sound and uninjured and thus involve ply damage exceeding that to which a vulcanized reinforcement repair should be applied. For a reinforcement repair, the patch may be lighter than for a sectional repair, but in no case may a patch lighter than two plies be used. Specifically, such repairs must meet at least the following conditions:

(a) Injured rubber and fabric must be removed.

(b) Area around injury must be skived at an angle to give maximum bonding surface and stress resistance (usually 45 degrees).

(c) Tire casing and repair materials must be moisture free.

(d) Surface must be buffed, cemented, and allowed to dry, then cemented again and allowed to dry again.

(e) Skived portion of the inner casing must be filled with cushion gum level with the inner band ply.

(f) Ready-built patch or built-in cord fabric must be applied in accordance with manufacturer's instructions regarding number of plies, size of patch, ply direction, and application.

(g) Tread portion of skive must be lined with skim coating of cushion gum or tie gum and filled with tread gum slightly above level of the tread.

(h) Curing must be in accordance with instructions of the manufacturer of the repair materials used. Proper pressure must be maintained during cure.

(i) Repaired portions must present smooth surfaces inside and out; tread, buttress, and sidewall designs must be restored to match those on the rest of the tire; and exterior contour must be maintained.

(j) Finished repair must be free of porosity and other imperfections.

Issued this 28th day of October 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-10939; Filed, October 23, 1942;
3:14 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[MPR 237, Amendment 2]

CALCULATION OF MAXIMUM PRICES BY WHOLESALE

Amendment No. 2 to Maximum Price Regulation No. 237.—Adjusted and Fixed Markup Regulation for Sales of Certain Food Products at Wholesale.

A statement of the considerations involved in the issuance of Amendment No. 2 to Maximum Price Regulation No. 237¹ has been issued and filed with the Division of the Federal Register.*

Section 1351.503 (1) is amended to read as set forth below:

§ 1351.503 *How a wholesaler calculates his maximum price for food products listed in Appendix B.* * * *

(1) The wholesaler shall multiply his "net cost" of the item he is pricing by the figure in Appendix B which applies to a wholesaler of his class for that item. He must find his "class of wholesaler" and "net cost" by following the rules of paragraphs 1 and 2 of the foregoing § 1351.502, except that the wholesaler's most recent purchase need not have been made since May 11, 1942.

* * * * *

§ 1351.517a *Effective dates of amendments.* * * *

(b) Amendment No. 2 (§ 1351.503 (1)) to Maximum Price Regulation No. 237 shall be effective as of October 15, 1942.

(Pub. Laws 421 and 729, 77th Cong., E.O. 9250, 7 F.R. 7871)

Issued this 28th day of October 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-10986; Filed, October 28, 1942;
4:19 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[MPR 238, Amendment 1]

ADJUSTED AND FIXED MARKUP FOR RETAIL SALES

A statement of the considerations involved in the issuance of Amendment No. 1 to Maximum Price Regulation No. 238² has been issued and filed with the Division of the Federal Register.*

Section 1351.603 (a) is amended and § 1351.617a is added; all to read as set forth below:

§ 1351.603 *How a retailer calculates his maximum price for food products listed in Appendix B.* (a) The retailer shall multiply his "net cost" of the item he is pricing by the figure in Appendix B which applies to a retailer of his class for that item. He must find his "class of retailer" and "net cost" by following the rules of paragraphs 1 and 2 of the foregoing § 1351.602, except that the retailer's most recent purchase need not have been made since May 11, 1942.

*Copies may be obtained from the Office of Price Administration.

¹7 F.R. 8205, 8427.

²7 F.R. 8209.

§ 1351.617a *Effective dates of amendments.* (a) Amendment No. 1 (§§ 1351.603 (a) and 1351.617a) to Maximum Price Regulation No. 238 shall be effective as of October 15, 1942.

(Pub. Laws 421 and 729, 77th Cong., E.O. 9250, 7 F.R. 7871)

Issued this 28th day of October 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-10987; Filed, October 28, 1942;
4:19 p. m.]

PART 1360—MOTOR VEHICLES AND MOTOR VEHICLE EQUIPMENT

[Rationing Order 2A,¹ Amendment 17]

NEW PASSENGER AUTOMOBILE RATIONING REGULATIONS

A rationale for this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.*

Sections 1360.411 and 1360.412 are amended to read as set forth below; §§ 1360.413 and 1360.414 are revoked and § 1360.442 (q) is added:

Appeals

§ 1360.411 *Who may appeal.* Any person whose application for a certificate, part of a certificate or authorization has been denied in whole or in part by the action of a Board, State Director or Regional Administrator, or whose certificate, part of a certificate or authorization has been revoked, cancelled, suspended or modified by action of a Board, State Director or Regional Administrator under Rationing Order No. 2A may appeal from such action, or from any other adverse decision of a Board.

§ 1360.412 *Procedure.* An appeal shall be taken only in accordance with the provisions of Procedural Regulation No. 9, issued by the Office of Price Administration.

Effective Dates

§ 1360.442 *Effective dates of amendments.* * * *

(q) Amendment No. 17 (§§ 1360.411, 1360.412, 1360.413 and 1360.414) to Rationing Order No. 2A shall become effective November 9, 1942.

(Pub. Law 421, 77th Cong.; W.P.B. Dir. No. 1, Supp. Dir. 1-A, 7 F.R. 562, 698, 1493)

Issued this 28th day of October 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-10984; Filed, October 28, 1942;
3:17 p. m.]

¹7 F.R. 1542, 1647, 1756, 2108, 2242, 2305, 2903, 3097, 3482, 4343, 5484, 6049, 6082, 6424, 6601, 6775, 6964, 7149.

PART 1391—BICYCLES AND BICYCLE EQUIPMENT

[Rev. Ration Order 7,¹ Amendment 8]

NEW ADULT BICYCLE RATION REGULATIONS

A rationale for this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.*

Sections 1391.20 and 1391.21 are amended to read as set forth below; §§ 1391.22 and 1391.23 are revoked and § 1391.37 (c) is added;

Appeals

§ 1391.20 *Who may appeal.* Any person whose application for a certificate, part of a certificate or authorization has been denied in whole or in part by the action of a Board, State Director or Regional Administrator, or whose certificate part of a certificate or authorization has been revoked, cancelled, suspended or modified by action of a Board, State Director or Regional Administrator, under Revised Ration Order No. 7, may appeal from such action, or from any other adverse decision of a Board.

§ 1391.21 *Procedure.* An appeal shall be taken only in accordance with the provisions of Procedural Regulation No. 9 issued by the Office of Price Administration.

Effective Dates

§ 1391.37 *Effective dates of amendments.* * * *

(c) Amendment No. 3 (§§ 1391.20, 1391.21, 1391.22, 1391.23) to Revised Ration Order No. 7 shall become effective November 9, 1942.

(Pub. Law 421, 77th Cong.; W.P.B. Dir. No. 1, Supp. Dir. No. 1-G, 7 F.R. 562, 3546)

Issued this 28th day of October 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-10979; Filed, October 28, 1942;
3:16 p. m.]

PART 1394—RATIONING OF FUEL AND FUEL PRODUCTS

[Ration Order 5A,¹ Amendment 15]

GASOLINE RATIONING REGULATIONS

A rationale involved in the issuance of this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.*

Section 1394.1918 and paragraph (a) of § 1394.1921 are amended as set forth below:

Gasoline Ration Bank Accounts

§ 1394.1918 *Prohibition.* Notwithstanding anything to the contrary con-

¹7 F.R. 5062, 5871, 6266.

²7 F.R. 5225, 5362, 5426, 5566, 5606, 5666, 5674, 5942, 6267, 6684, 6776, 7510, 7399, 7748, 7811, 7907, 8708.

tained in Ration Order No. 5A, on and after October 28, 1942, except as otherwise provided in paragraph (a) of § 1394.1921 and § 1394.1928, no evidences required to be deposited by paragraph (a) of § 1394.1921 shall be surrendered by or accepted from a depositor, but vouchers shall be issued or accepted in place thereof.

* * * * *

§ 1394.1921 *Deposits.* (a) On opening the account each depositor shall deposit all evidences on hand which were received in exchange for deliveries of gasoline within New York State from a place of business inside the Introductory Area. Thereafter he shall deposit all evidences received in exchange for deliveries of gasoline within New York State from a place of business inside the Introductory Area within fifteen (15) days after their receipt and all vouchers issued to him within fifteen (15) days after the date appearing on the face thereof.

* * * * *

Effective date

§ 1394.1902 *Effective dates of amendments.* * * *

(p) Amendment No. 15 (§ 1394.1918 and paragraph (a) of § 1394.1921) to Ration Order No. 5A shall become effective October 28, 1942.

(Pub. Law 671, 76th Cong., as amended by Pub. Laws 89, 421 and 507, 77th Cong.; W.P.B. Dir. 1, Amendment 2 to Supp. Dir. 1 (H); 7 F.R. 562, 3478, 3877, 5216).

Issued this 28th day of October 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-10988; Filed, October 28, 1942;
4:19 p. m.]

PART 1394—RATIONING OF FUEL AND FUEL PRODUCTS

[Ration Order 11¹, Amendment 1]

FUEL OIL RATIONING REGULATIONS

A rationale for this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.*

Paragraph (a) of § 1394.5701 is amended by inserting at the beginning of the paragraph before the words "every primary supplier", the phrase "Except as provided in paragraph (c) of this section"; paragraph (b) of § 1394.5701 is amended by inserting at the beginning of the paragraph, before the words "every dealer", the phrase "Except as provided in paragraph (c) of this section"; a new paragraph (e) is added to § 1394.5701; and a new § 1394.5902 is added, as set forth below:

Replenishment and Audit Registration

§ 1394.5701 *Registration of suppliers and dealers.* * * *

*Copies may be obtained from the Office of Price Administration.

¹ 7 F.R. 8480.

(c) Dealers and suppliers may register on any date fixed for such purpose by the Regional Administrators or State Directors of the Office of Price Administration in all or part of their respective regions or states.

* * * * *

Effective Date

§ 1394.5902 *Effective date of corrections and amendments* (a) Amendment No. 1 (§ 1394.5701) to Ration Order No. 11 shall become effective on October 28, 1942.

(Pub. Law 671, 76th Cong., as amended by Pub. Laws 89, 421 and 507, 77th Cong.; W.P.B. Dir. 1, 7 F.R. 562, Supp. Dir. 1-0; 7 F.R. 8418; Executive Order No. 9125, 7 F.R. 2719)

Issued this 28th day of October 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-10932; Filed, October 28, 1942;
4:20 p. m.]

PART 1398—OFFICE AND STORE MACHINES

[Rev. Rationing Order 4,¹ Amendment 6]

NEW AND USED TYPEWRITERS

Section 1398.106 is amended to read as set forth below and a new paragraph (f) is added to § 1398.112.

§ 1398.106 *Appeals.* Any person directly affected by an action of a Board, State Director, or Regional Administrator taken with reference to any application, petition, or other matter before such Board, State Director, or Regional Administrator under Revised Rationing Order No. 4 may appeal from such action pursuant to the provisions of Procedural Regulation No. 9.

* * * * *

§ 1398.112 *Effective dates of amendments.* * * *

(f) Amendment No. 6 (§ 1398.106) shall become effective November 9, 1942.

(Pub. Law 421, 77th Cong., W.P.B. Dir. 1, Supp. Dir. 1D, and Conversion Order L-54-a, 7 F.R. 562, 7 F.R. 1792, 7 F.R. 2130.)

Issued this 28th day of October 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-10977; Filed, October 23, 1942;
3:16 p. m.]

PART 1404—RATIONING OF RUBBER FOOTWEAR

[Ration Order 6,² Amendment 3]

MEN'S RUBBER BOOTS AND RUBBER WORK SHOES RATIONING REGULATIONS

Sections 1404.52 to 1404.57, inclusive, are hereby revoked, a new paragraph (c) is added to § 1404.71, and § 1404.51 is amended to read as set forth below:

¹ 7 F.R. 2317, 2792, 4179, 4483, 5183, 6773, 7405.

² 7 F.R. 7749, 7967, 8363.

Appeals

§ 1404.51 *Who may appeal.* Any person directly affected by the action of a Board, State Director, or Regional Administrator taken with reference to any application, petition, or other matter before such Board, State Director, or Regional Administrator under Ration Order No. 6 may appeal from such action pursuant to the provisions of Procedural Regulation No. 9.

* * * * *

Effective Date

§ 1404.71 *Effective dates of amendments.* * * *

(c) Amendment No. 3 (§§ 1404.51 to 1404.57, inclusive) shall become effective November 9, 1942.

Issued this 28th day of October 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-10978; Filed, October 23, 1942;
3:16 p. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[Rationing Order 3¹ Amendment 19]

SUGAR RATIONING REGULATIONS

Section 1407.162 is amended as set forth below:

Petitions for Adjustment; Appeals; New Business; Miscellaneous

* * * * *

§ 1407.162 *Appeals.* (a) A person may appeal from any action of the Board, State Director, or Regional Administrator adverse to such person. Such appeal shall be brought in accordance with the terms and provisions of Procedural Regulation No. 9.

(b) This section shall not apply to any action taken with respect to petitions made pursuant to §§ 1407.161 or 1407.163, except action taken with respect to such a petition by the Board, State Director, or Regional Administrator in cases where the Board or official taking the action has been authorized by the Office of Price Administration to grant or deny such petition.

* * * * *

Effective Date

§ 1407.222 *Effective dates of amendments.* * * *

(t) Amendment No. 19 (§ 1407.162) shall become effective November 9, 1942.

(Pub. Law 421, 77th Cong., W.P.B. Dir. No. 1, and Supp. Dir. No. 1E, 7 F.R. 562, 2965.)

Issued this 28th day of October 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-10932; Filed, October 23, 1942;
3:15 p. m.]

¹ 7 F.R. 2369, 3242, 3783, 4545, 4618, 5193, 5361, 6934, 6473, 6323, 6937, 7239, 7321, 7406, 7510, 7557, 8492, 6057, 8555, 8710.

PART 1499—COMMODITIES AND SERVICES
[Supp. Reg. 1¹ of GMPR, Amendment 35]

TIRES AND TUBES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Section 1499.26 is amended by adding a new subparagraph (8) to paragraph (b), as set forth below:

§ 1499.26 *Exceptions for certain commodities and certain sales and deliveries.* * * *

(b) The General Maximum Price Regulation shall not apply to the following sales or deliveries: * * *

(8) Sales or deliveries of any tires or tubes by any person to Defense Supplies Corporation pursuant to the Idle Tire Purchase Plan.

(c) *Effective dates.* * * *

(36) Amendment No. 35 (§ 1499.26 (b) (8)) to Supplementary Regulation No. 1 shall be effective as of October 15, 1942.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 28th day of October 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-10989; Filed, October 28, 1942;
4:19 p. m.]

PART 1499—COMMODITIES AND SERVICES
[Rev. Supp. Reg. 11² to GMPR,³ Amendment 7]

DRILLING OIL OR GAS WELLS; FIRE-FIGHTING SERVICES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

Paragraph (b) of § 1499.46 is amended by adding subparagraphs (106) and (107) as set forth below:

§ 1499.46 *Exceptions for certain services.* * * *

(b) The provisions of the General Maximum Price Regulation shall not apply to the rates, fees, charges or compensation for the following services: * * *

(106) Drilling of oil or gas wells including necessary operations in connection therewith, such as preparation of location, fishing jobs, pulling, salvaging and plugging operations, fees and charges for.

(107) Fire fighting services in connection with oil and gas wells, fees and charges for. * * *

¹ 7 F.R. 3158, 3483, 3892, 4183, 4410, 4428, 4487, 4488, 4493, 4669, 5066, 5192, 5276, 5366, 5484, 5607, 5717, 5942, 6082, 6473, 6685, 7011, 7250, 7317, 7598, 7604, 7739, 8336, 8652.

² 7 F.R. 6426, 6965, 7604, 7758, 8282, 8431.

³ 7 F.R. 3153, 3330, 3666, 3990, 3991, 4339, 4487, 4659, 4738, 5027, 5276, 5192, 5365, 5445, 5565, 5484, 5775, 5784, 5783, 6058, 6081, 6007, 6216, 6615, 6794, 6939, 7093, 7322, 7454, 7758, 7913, 8431.

(d) *Effective dates.* * * *

(8) Amendment No. 7 to Revised Supplementary Regulation No. 11 (§ 1499.46 (b) (106) and (107)) shall become effective October 28, 1942.

(Pub. Laws 421 and 729, 77th Cong., E.O. 9250, 7 F.R. 7871)

Issued this 28th day of October 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-10985; Filed, October 28, 1942;
3:17 p. m.]

TITLE 36—PARKS AND FORESTS

Chapter II—Forest Service

PART 261—TRESPASS

CERTAIN NATIONAL FORESTS

ORDER FOR REMOVAL OF TRESPASSING HORSES

Whereas a number of horses are trespassing and grazing on land in the Tamarack-Monument and Hardman cattle and horse allotments, and the adjoining Sunflower and Three Trough sheep allotments on the Heppner Ranger District, Umatilla National Forest, in the State of Oregon; and

Whereas these horses are consuming forage needed for domestic livestock, are causing extra expense to established permittees, and are injuring national-forest lands;

Now, therefore, by virtue of the authority vested in the Secretary of Agriculture by the Act of June 4, 1897, (30 Stat. 35, 16 U. S. C. 551), and the Act of February 1, 1905 (33 Stat. 628, 16 U. S. C. 472), the following order for the occupancy, use, protection, and administration of land in the Tamarack-Monument and Hardman cattle and horse allotments, and the adjoining Sunflower and Three Trough sheep allotments on the Heppner Ranger District, Umatilla National Forest, is issued:

§ 261.50 *Temporary closure from livestock grazing.* (a) The Tamarack-Monument and Hardman cattle and horse allotments, and the adjoining Sunflower and Three Trough sheep allotments on the Heppner Ranger District, Umatilla National Forest, are hereby closed for the period beginning December 5, 1942, and ending April 15, 1943, to the grazing of horses, except those horses that are lawfully grazing on or crossing land in such allotments pursuant to the regulations of the Secretary of Agriculture, or that are used in connection with operations authorized by such regulations, or that are used as riding, pack, or draft animals by persons traveling over such land.

(b) Officers of the United States Forest Service are hereby authorized to dispose of, in the most humane manner, all horses found trespassing or grazing in violation of this order.

(c) Public notice of intention to dispose of such horses shall be given by posting notices in public places or advertising in a newspaper of general circulation in the locality in which the Umatilla National Forest is located.

Done at Washington, D. C., this 29th day of October 1942. Witness my hand and the seal of the Department of Agriculture.

[SEAL] GROVER B. HILL,
Acting Secretary of Agriculture.

[F. R. Doc. 42-11022; Filed, October 29, 1942;
11:32 a. m.]

Notices

DEPARTMENT OF THE INTERIOR.

Bituminous Coal Division.

[General Docket No. 21]

PETITION OF DISTRICT BOARD NO. 7

MEMORANDUM OPINION AND ORDER

In the matter of determining the extent of change, if any, in excess of two cents per net ton in the weighted average of the total costs of any of the minimum price areas; and of revising the effective minimum prices as may be required by reason of any such change in costs.

Memorandum opinion and order of the Secretary of the Interior on the petition of District Board No. 7 for rehearing, reargument, reconsideration and modification of orders.

The Bituminous Coal Producers Board for District No. 7, a party in the above-entitled proceeding, filed with me on October 10, a petition alleging certain specific errors in the determinations made in General Docket No. 21, and requesting that I reconsider and modify my orders and opinion of April 13, 1942 and September 30, 1942, that I direct the Director of the Bituminous Coal Division to grant a rehearing and reargument on the points raised, and that I direct the Director to reconsider and modify his orders in this docket of January 27, 1942 and August 28, 1942. The petitioner relies on the briefs previously filed by it to state the grounds for the specification of errors.

The briefs of District Board No. 7 were fully considered by me in the course of my review of both phases of this docket, and the determinations of the points specified by the petitioner were scrutinized in the light of all arguments relating thereto by District Board 7 and other interested parties. It does not appear that the petition adds anything to the arguments previously advanced or offers to present any new material for the Director to consider or that any dissatisfaction with the minimum prices established in this docket cannot be satisfactorily considered in a petition under section 4 (II) (d) of the Bituminous Coal Act.

I therefore deny the petition and affirm the order of the Director of October 16 denying a similar petition filed with him on October 9 by District Board No. 7.

Dated: October 26, 1942.

HAROLD L. ICKES,
Secretary of the Interior.

[F. R. Doc. 42-11013; Filed, October 29, 1942;
11:04 a. m.]

DEPARTMENT OF AGRICULTURE.

Farm Security Administration.

MICHIGAN; ISABELLA COUNTY

DESIGNATION FOR LOANS

Designation of localities in county in which loans, pursuant to Title I of the Bankhead-Jones Farm Tenant Act, may be made.

In accordance with the rules and regulations promulgated by the Secretary of Agriculture on July 1, 1941, as extended by Supplement 2 of Secretary's Memorandum No. 867 issued as of July 1, 1942,¹ loans made in the county mentioned herein, under Title I of the Bankhead-Jones Farm Tenant Act, may be made within the localities herein described and designated. The value of the average farm unit of thirty acres and more in each of these localities has been determined in accordance with the provisions of the said rules and regulations. A description of the localities and the determination of value for each follow:

REGION II—MICHIGAN

COUNTY—ISABELLA

Locality I. Consisting of the townships of Gilmore, Coldwater, Sherman, and Broomfield, \$3,185.

Locality II. Consisting of the townships of Rolland, Nottawa, Deerfield, Fremont, Vernon, Isabella, Union, Lincoln, Wise, Denver, Chippewa, and Coe, and the City of Mount Pleasant, \$5,372.

The purchase price limit previously established for the county above-mentioned is hereby cancelled.

Approved: October 23, 1942.

[SEAL]

C. B. BALDWIN,
Administrator.

[F. R. Doc. 42-11016; Filed, October 29, 1942;
11:00 a. m.]

DEPARTMENT OF LABOR.

Wage and Hour Division.

[Administrative Order No. 165]

COOKING AND HEATING APPLIANCES
MANUFACTURING INDUSTRYAPPOINTMENT OF INDUSTRY COMMITTEE
NO. 51

1. By virtue of and pursuant to the authority vested in me by the Fair Labor Standards Act of 1938, I, L. Metcalfe Walling, Administrator of the Wage and Hour Division, U. S. Department of Labor, do hereby appoint and convene for the Cooking and Heating Appliances Manufacturing Industry (as such industry is defined in paragraph 2) an industry committee composed of the following representatives:

For the Public: William H. Stead, St. Louis, Missouri (Chairman); Harold M. Heckman, Athens, Georgia; Herman Michl, Philadelphia, Pennsylvania; Frank T. Carlton, Cleveland, Ohio; Jennings Perry, Nashville, Tennessee; Miss Alice Hunt, Providence, Rhode Island.

For the Employees: Charles W. Wilkerson, Cincinnati, Ohio; Boris Shishkin, Washington, D. C.; Edward W. Kaiser, St. Louis, Missouri; Joseph Beach, Washington, D. C.; Stephen Levitsky, Washington, D. C.; Noel Beddow, Birmingham, Alabama.

For the Employers: C. Ackerson, Gadsden, Alabama; W. E. Derwent, Rockford, Illinois; Robert T. Frazier, Chattanooga, Tennessee; Mullin Wayne, Garwood, New Jersey; E. W. Longacre, Johnstown, Pennsylvania; Irving L. Jones, Utica, New York.

Such representatives having been chosen with due regard to geographical regions in which such industry is carried on.

2. For the purpose of this order the term "Cooking and Heating Appliances Manufacturing Industry" includes:

(a) The manufacture of cooking and heating equipment and appliances, and parts and accessories thereof;

(b) The term "manufacture" as used herein covers all operations involved in the production of any article covered by this definition, including foundry operations required to produce iron castings, the fabrication and surface treatment (including enameling) of sheet metal and castings parts, and the mounting and assembling of the parts;

(c) *Provided, however,* That the manufacture of the following shall not be included: steam fittings and specialties such as thermostats and other temperature control devices, gauges, regulators, traps, and reducing valves; steam heating boilers using pressure in excess of 15 pounds per square inch; cooking utensils; electrical equipment and appliances; stove pipes; tanks for water heaters; or any product covered by a wage order for the Gray Iron Jobbing Foundry Industry or Enamelled Utensil Industry.

3. The definition of the Cooking and Heating Appliances Manufacturing Industry covers all occupations in the industry which are necessary to the production of the articles specified in the definition, including clerical, maintenance, shipping, and selling occupations: *Provided, however,* That such clerical, maintenance, shipping and selling occupations when carried on in a wholesaling or selling department physically segregated from other departments of a manufacturing establishment, the greater part of the sales of which wholesaling or selling department are sales of articles which have been purchased for resale, shall not be deemed to be covered by this definition: *And provided, further,* That where an employee covered by this definition is employed during the same workweek at two or more different minimum rates of pay, he shall be paid the highest of such rates for such workweek unless records concerning his employment are kept by his employer in accordance with applicable regulations of the Wage and Hour Division.

4. The industry committee herein created shall meet at 10:00 A. M. on November 19, 1942 in the College Room of the Hotel Astor, New York City, and, in accordance with the provisions of the Fair

Labor Standards Act of 1938 and rules and regulations promulgated thereunder, shall proceed to investigate conditions in the industry and recommend to the Administrator minimum wage rates for all employees thereof who within the meaning of said Act are "engaged in commerce or in the production of goods for commerce," excepting employees exempted by virtue of the provisions of section 13 (a) and employees coming under the provisions of section 14.

Signed at Washington, D. C., this 27th day of October 1942.

L. METCALFE WALLING,
Administrator.

[F. R. Doc. 42-10934; Filed, October 29, 1942;
9:44 a. m.]

STEIN-WAY CLOTHING COMPANY

CANCELLATION OF LEARNER EMPLOYMENT
CERTIFICATE

Notice of cancellation of Special Certificate for the employment of learners in the single pants, shirts and allied garments and women's apparel industries.

Notice is hereby given that a special learner certificate issued to Stein-Way Clothing Company, Erwin, Tennessee, for the effective period from February 9, 1942 to February 9, 1943, has been ordered cancelled as of the date of issue for violation of the terms of the regulations under which the said certificate was issued.

The order of cancellation shall not become effective and enforceable until after the expiration of a fifteen-day period following the date on which this Notice appears in the FEDERAL REGISTER. During this time petitions for reconsideration or review may be filed by any directly interested and aggrieved party pursuant to § 522.176 of the Regulations. If a petition is properly filed, the effective date of the order of cancellation shall be postponed until final action is taken on the petition.

Signed at New York, New York, this 14th day of October 1942.

ISABEL FERGUSON,
Duly Authorized Representative of
the Administrator.

[F. R. Doc. 42-10933; Filed, October 29, 1942;
9:44 a. m.]

FEDERAL COMMUNICATIONS COM-
MISSION.

[Docket No. 6450]

ILLINOIS BELL TELEPHONE CO.

NOTICE OF HEARING

In re application of Illinois Bell Telephone Company (WAY), dated, April 20, 1942; for, modification of license; class of service, public coastal; class of station, coastal harbor; location, Lake Bluff, Illinois; operating assignment specified: Frequency, add: 2782, 4162f kcs.; power, 1,000 w. day; 500 w. night; unlimited; frequency, add: 6455, 8840, 11090 kcs.; power, 500 w. daytime only; emission, A-3; A-2; pts. of comm., add: And with

¹7 F.R. 5374.

ships on Mississippi River and connecting inland waters.

You are hereby notified that the Commission has examined the above described application and has designated the matter for a consolidated hearing with the application of Lewis B. Gilmer, Docket No. 6451, for the following reasons:

1. To determine whether or not there is a need for a coastal-harbor radiotelephone station at Lake Bluff, Illinois, for communication with vessels equipped with radiotelephone on the Mississippi River and connecting inland waters.

2. To determine whether or not there is a need for more than one coastal-harbor radiotelephone station, such as is requested by the applicant, in the Chicago area.

3. To determine whether or not operation of a coastal-harbor radiotelephone station at Lake Bluff, Illinois, as proposed by the applicant would serve public interest, convenience or necessity.

4. To determine whether or not the facilities to be constructed or changed will serve either (1) an essential military need or (2) a vital public need, which cannot otherwise be met.

5. To determine whether or not the rate structure and charges thereunder for radiotelephone service through coastal-harbor station WAY would serve the public interest.

The application involved herein will not be granted by the Commission unless the issues listed above are determined in favor of the applicant on the basis of a record duly and properly made by means of a formal hearing.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.382 (b) of the Commission's Rules of Practice and Procedure. Persons other than the applicant who desire to be heard must file a petition to intervene in accordance with the provisions of § 1.102 of the Commission's Rules of Practice and Procedure.

The applicant's address is as follows: Illinois Bell Telephone Company, 212 W. Washington Street, Chicago, Illinois.

Dated at Washington, D. C., October 27, 1942.

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 42-10995; Filed, October 29, 1942; 10:10 a. m.]

[Docket No. 6451]

LEWIS B. GILMER
NOTICE OF HEARING

In re application of Lewis B. Gilmer, dated, November 21, 1941; for construction permit; class of service, public coastal; class of station, coastal harbor; location, Joliet, Illinois; operating assignment specified: Frequency, 2782, 4162.5 kcs. unlimited; 6455, 8840, 11090 kcs. day only; power, 100 w.; emission, A-3; pts. of comm., ship telephone stations on Mississippi River and connecting inland waters.

You are hereby notified that the Commission has examined the above-described application and has designated the matter for a consolidated hearing with the application of Illinois Bell Telephone Company (WAY), Docket No. 6450, for the following reasons:

1. To determine whether or not the applicant is legally, technically and financially qualified to operate a coastal-harbor radiotelephone station at Joliet, Illinois.

2. To determine whether or not there is a need for a coastal-harbor radiotelephone station at Joliet, Illinois, as proposed by the applicant.

3. To determine whether or not there is a need for more than one coastal-harbor radiotelephone station, such as is requested by the applicant in the Chicago area.

4. To determine whether or not operation of a coastal-harbor radiotelephone station at Joliet, Illinois, as proposed by the applicant, would serve public interest, convenience or necessity.

5. To determine whether or not the facilities to be constructed or changed will serve either (1) an essential military need or (2) a vital public need, which cannot otherwise be met.

The application involved herein will not be granted by the Commission unless the issues listed above are determined in favor of the applicant on the basis of a record duly and properly made by means of a formal hearing.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.382 (b) of the Commission's Rules of Practice and Procedure. Persons other than the applicant who desire to be heard must file a petition to intervene in accordance with the provisions of § 1.102 of the Commission's Rules of Practice and Procedure.

The applicant's address is as follows: Lewis B. Gilmer, P. O. Box 29, Libertyville, Illinois.

Dated at Washington, D. C., October 27, 1942.

By the Commission.

[SEAL]

T. J. SLOWIE,
Secretary.

[F. R. Doc. 42-10996; Filed, October 29, 1942; 10:10 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 140]

REAL PROPERTY IN BAR HARBOR, MAINE,
OWNED BY YAMANAKA AND COMPANY, LTD.

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

All right, title, interest and estate, both legal and equitable, of Yamanaka and Company, Ltd., a Japanese corporation, Osaka, Japan, which is a national of a designated

enemy country (Japan), in and to that certain real property, together with all fixtures, improvements and appurtenances thereto, situated at Bar Harbor, Maine, and particularly described as follows:

Beginning at a drill hole in sidewalk in the Easterly side of Main Street marking the Southwest corner of land now or formerly of Bessie Pocker; thence South 78 degrees 30 minutes East but everywhere following the Southerly line of land now or formerly of said Pocker 70 feet more or less to a drill hole in boulder marking the Southeasterly corner of land now or formerly of said Pocker; thence South 8 degrees 56 minutes West 13 feet more or less to a point; thence South 8 degrees 36 minutes West 30 feet more or less to a stake in the North line of land formerly of Hasket Derby; thence North 83 1/4 degrees West 70 feet more or less to the Easterly side line of Main Street; thence Northerly by said Main Street 43 feet more or less to the place of beginning,

is property within the United States owned by said national of the aforesaid designated enemy country (Japan), and determining that to the extent that such national is a person not within a designated enemy country such person is controlled by or acting for or on behalf of or as a cloak for a designated enemy country (Japan) or a person within such country, and the national interest of the United States requires that such person be treated as a national of such designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on September 2, 1942.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-10997; Filed, October 29, 1942; 10:52 a. m.]

[Vesting Order 169]

INTEREST OF PARTNER IN O. YOSHIKAWA & COMPANY

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

All right, title and interest of Otokichi Yoshizawa, whose last known address was represented to the undersigned as being in Tokyo, Japan, as a co-partner, in and to O. Yoshizawa & Company, a New York partnership, New York, New York, which is a business enterprise within the United States, which right, title and interest constitute approximately 90% of such partnership,

is property of, and represents control of said business enterprise which is, a national of a designated enemy country (Japan), and determining that to the extent that either or both of such nationals are persons not within a designated enemy country the national interest of the United States requires that such persons be treated as nationals of such designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on September 24, 1942.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-10998; Filed, October 29, 1942;
10:52 a. m.]

[Vesting Order 170]

50% OF THE CAPITAL STOCK OF NIPPON DRY GOODS COMPANY, INC., AND CERTAIN INDEBTEDNESS OWING BY IT

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

(a) That the property described as follows:

175 shares (constituting a substantial part, namely, 50%, of the capital stock outstanding) of \$100 par value common capital stock of Nippon Dry Goods Company, Inc., a New York corporation, which is a business enterprise within the United States, which shares are owned by Kozo Takemura whose last known address was represented to the undersigned as being Yokohama, Japan,

is property of, and represents an interest in said business enterprise which is, a national of a designated enemy country (Japan); and

(b) That the property described as follows:

All right, title, interest and claim of any name or nature whatsoever of Takemura Company, Ltd., Yokohama, Japan, Yokohama Specie Bank, Ltd., Yokohama, Japan, and J. Nakayama (alien detention camp), and any or all of them, in and to all indebtedness, contingent or otherwise and whether or not matured, owing to them or any of them by said Nippon Dry Goods Company, Inc., including but not limited to all security rights in and to any and all collateral for any or all of such indebtedness and the right to sue for and collect such indebtedness

is an interest in the aforesaid business enterprise held by nationals of an enemy country, and also is property within the United States owned or controlled by nationals of a designated enemy country (Japan);

and determining that to the extent that any or all of such nationals are persons not within a designated enemy country the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan), and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any

claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington D. C. on September 24 1942.

[SEAL]

LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-10339; Filed, October 23, 1942;
10:52 a. m.]

[Vesting Order 173]

ASSETS OF SHOWA TSUSHO KAISHA, LTD.

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

All property of any nature whatsoever situated in the United States, and owned or controlled by, payable or deliverable to, or held on behalf of or on account of or owing to, Showa Tsusho Kaisha, Ltd., a Japanese corporation, Tokyo, Japan, including, but not limited to, all the assets of its New York branch, which corporation is a business enterprise within the United States.

is property of nationals, and said business enterprise is a national, of a designated enemy country (Japan), and determining that to the extent that any or all of such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of the aforesaid designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any

claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country", and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on September 28, 1942.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-11000; Filed, October 29, 1942;
10:53 a. m.]

[Vesting Order 180]

ASSETS OF FIAT SOCIETA ANONIMA

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

All property of any nature whatsoever situated in the United States and owned or controlled by, payable or deliverable to, or held on behalf of or on account of or owing to, Fiat Societa Anonima, an Italian corporation, Turin, Italy, including, but not limited to, all of the assets of its Detroit, Michigan, branch, which corporation is a business enterprise within the United States.

is property of nationals, and said business enterprise is a national, of a designated enemy country (Italy), and determining that to the extent that any or all of such nationals are persons not within a designated enemy country the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Italy), and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any

claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C. on September 28, 1942.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-11001; Filed, October 29, 1942;
10:54 a. m.]

Names	Last known addresses	Number of shares	
		Preferred stock	Common stock
Shinkichi Minami	Kobe, Japan	15	15
Mitsui Bussan	Kobe, Japan	15	15
Yasujiro Kozuki	Kobe, Japan	10	10
Jisaburo Takito	Kobe, Japan	10	10
Tokusaburo Ibatata	Osaka, Japan	10	10
Sukesaburo Inoue	Kobe, Japan	7	7
Noritsune Kotake	Kobe, Japan	10	10
Tomamatsu Kitahama	Kobe, Japan	3	3
Tamejiro Sachi	Nagoya, Japan	3	3
Seiichi Osako	Kobe, Japan	3	3
Kyozo Domoto	Kobe, Japan	3	3
Mokichi Nishimoto	Kobe, Japan	1	1
Shozo Tsutakawa	Kobe, Japan	1	1
Jisaburo Takito	Kobe, Japan	4	4
Kamekichi Hori	Kobe, Japan	3	3
Suteichi Yamamoto	Kobe, Japan	15	15
Kojiro Suetaka	Kobe, Japan	3	3
Sanmi Matsushima	Osaka, Japan	4	4
Goro Takahashi	Japan (by repatriation)	10	10
Fumio Kinoshita	Japan (by repatriation)	10	10
Roku Kondo	Japan (by repatriation)	15	15
Shigehiko Magata	Japan (by repatriation)	10	10
Mitsui & Co., Ltd.	Tokyo, Japan	40	40
Iwai & Co., Ltd.	Osaka, Japan	20	20
Total		270	270

is property of nationals, and represents control of said business enterprise which is a national, of a designated enemy country (Japan), and determining that to the extent that any or all of such nationals are persons not within a designated enemy country the national interest of the United States requires that such persons be treated as nationals of the aforesaid designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if

[Vesting Order 187]

90% OF THE CAPITAL STOCK OF GODO MATCH COMPANY, INC.

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

270 shares of \$100 par value preferred capital stock and 270 shares of no par value common capital stock (which constitute a substantial part, namely, 90%, of all outstanding shares) of Godo Match Company, Inc., a New York corporation, New York, New York, which is a business enterprise within the United States, the names and last known addresses of the registered owners of which, and the number of each class of shares owned by them respectively, are as follows:

and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on September 28, 1942.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-11002; Filed, October 29, 1942;
10:53 a. m.]

[Vesting Order 189]

ALL OF THE CAPITAL STOCK OF KANEMATSU TRADING CORPORATION

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

All of the capital stock (consisting of 175 shares of \$100 par value common stock) of Kanematsu Trading Corporation, a New York corporation, New York, New York, which is a business enterprise within the United States, the names and last known addresses of the owners of which, and the number of shares owned by them respectively, are as follows:

Names and last known addresses	Number of shares
Kenjiro Masuda, Japan (by repatriation) holding for the benefit of F. Kanematsu & Company, Ltd., Kobe, Japan	173
Kaoru Uyeno, New York, New York, holding for the benefit of F. Kanematsu & Company, Ltd., Kobe, Japan	1
George A. Ferris, South Rye, New York, holding for the benefit of F. Kanematsu & Company, Ltd., Kobe, Japan	1
Total	175

is property of nationals, and represents ownership of said business enterprise which is a national, of a designated enemy country (Japan), and determining that to the extent that any or all of such nationals are persons not within a designated enemy country the national interest of the United States requires that such persons be treated as nationals of the aforesaid designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on September 28, 1942.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-11003; Filed, October 29, 1942; 10:54 a. m.]

[Vesting Order 194]

50% OF CAPITAL STOCK OF TAKAMINE CORPORATION

Under the authority of the Trading with the enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding that the property described as follows:

800 shares (which constitute a substantial part, namely, 50%, of all outstanding shares) of no par value common capital stock of Takamine Corporation, a New York corporation, New York, New York, which is a business enterprise within the United States, which shares are owned by Sankyo Co., Ltd., Tokyo, Japan,

is property of, and represents an interest in said business enterprise which is, a national of a designated enemy country (Japan), and determining that to the extent that any or all of such nationals are persons not within a designated enemy country the national interest of the United States requires that such persons be treated as nationals of the aforesaid designated enemy country, and having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive Order or Act or otherwise, and deeming it necessary in the national interest, hereby vests such property in the Alien Property Custodian, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of said Executive Order.

Executed at Washington, D. C., on September 28, 1942.

[SEAL] LEO T. CROWLEY,
Alien Property Custodian.

[F. R. Doc. 42-11004; Filed, October 23, 1942; 10:54 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Order 21 Under Supp. Reg. 1 of GMPR]

SAM MOROWIT

APPROVAL OF REGISTRATION

Order No. 21 under Supplementary Regulation No. 1 of General Maximum Price Regulation—Exceptions for Certain Commodities, Certain Sales and Deliveries and Certain Services.

An opinion in support of this order has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

The following company has registered with and been approved by the Office of Price Administration as engaged principally and primarily in the business of reconditioning and selling damaged commodities received in direct connection with the adjustment of losses from insurance companies, transportation companies or agencies of the United States Government, and whose other activities do not include the selling of new or second-hand commodities for its own account:

Sam Morowit, 847 28th Avenue, San Francisco, California.

Pursuant to the authority vested in the Administrator by the Emergency Price Control Act of 1942 and in accordance with § 1499.26 (b) (1) as amended, under Supplementary Regulation No. 1 under the General Maximum Price Regulation, *It is hereby ordered:*

(a) That sales or deliveries by Sam Morowit, San Francisco, California, be, and the same hereby is, excepted from the General Maximum Price Regulation in accordance with § 1499.26 (b) (1) of Supplementary Regulation No. 1.

(b) This Order No. 21 shall become effective October 29, 1942.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 28th day of October 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-10373; Filed, October 23, 1942; 12:23 p. m.]

[Order 22 Under Supp. Reg. 1 of GMPR]

SAMUEL T. FREEMAN & Co.

DISAPPROVAL OF REGISTRATION

Order No. 22 under Supplementary Regulation No. 1 of the General Maximum Price Regulation—Exceptions for

certain commodities, certain sales and deliveries and certain services.

An opinion in support of this order has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

The following company applied for registration and approval of the Office of Price Administration in order that its sales and deliveries might be excepted from the provisions of the General Maximum Price Regulation pursuant to § 1499.26 (b) (1) of Supplementary Regulation No. 1:

Samuel T. Freeman & Co., 1808-1810 Chestnut Street, Philadelphia, Pa.

Due consideration has been given to the application for registration and approval of Samuel T. Freeman & Co. and it has been found that said company does not meet the requirements of § 1499.26 (b) (1) of Supplementary Regulation No. 1. Therefore, under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, *it is hereby ordered:*

(a) That the said application for registration and approval of Samuel T. Freeman & Co., 1808-1810 Chestnut Street, Philadelphia, Pa., be, and the same is, denied and disapproved.

(b) This Order No. 22 shall become effective October 29, 1942.

(Pub. Laws 421 and 729, 77th Cong.; E.O. 9250, 7 F.R. 7871)

Issued this 28th day of October 1942.

LEON HENDERSON,
Administrator.

[F. R. Doc. 42-10974; Filed, October 28, 1942;
12:23 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 70-608]

INTERNATIONAL UTILITIES CORPORATION ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 28th day of October, A. D. 1942.

International Utilities Corporation, a registered holding company, having filed a declaration pursuant to the Public Utility Holding Company Act of 1935, particularly section 12 (c) thereof and Rule U-46 thereunder, regarding the declaration and payment by International Utilities Corporation out of capital or unearned surplus of a regular quarterly dividend on November 1, 1942, on its \$3.50 Prior Preferred Stock, at the rate of 87½¢ per share on the 98,966 shares of such stock presently outstanding, the aggregate amount of such payment being \$86,595.25;

Said declaration having been filed on October 3, 1942 and notice of said filing having been duly given in the form and manner prescribed by Rule U-23 promulgated pursuant to said Act, and the Commission not having received a request for a hearing with respect to said declaration

within the period specified in the said notice, or otherwise, and not having ordered a hearing thereon; and

International Utilities Corporation having requested that said declaration become effective on or about October 23, 1942; and

The Commission deeming it appropriate in the public interest and in the interest of investors and consumers to permit said declaration to become effective, and being satisfied that the effective date of such declaration should be advanced;

It is hereby ordered, Pursuant to Rule U-23 and the applicable provisions of said Act and subject to the terms and conditions prescribed in Rule U-24, that the aforesaid declaration be, and the same hereby is, permitted to become effective forthwith.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 42-11014; Filed, October 29, 1942;
11:04 a. m.]

[File No. 70-613]

ASSOCIATED ELECTRIC COMPANY, ET AL.

AMENDED NOTICE REGARDING FILING

In the Matter of Associated Electric Company, Metropolitan Edison Company, Staten Island Edison Corporation.

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 27th day of October 1942.

Associated Electric Company, a registered holding company; Staten Island Edison Corporation, a subsidiary of New York State Electric & Gas Corporation and an indirect subsidiary of NY PA NJ Utilities Company, a registered holding company; and Metropolitan Edison Company, a subsidiary of NY PA NJ Utilities Company, a registered holding company, having filed declarations or applications (or both) wherein it was proposed that Associated Electric Company acquire \$2,222,000 principal amount of its own 4½% bonds, due January 1, 1953, from Staten Island Edison Corporation for a cash consideration of \$955,460, plus accrued interest, the consideration being determined upon the basis of 43% of principal amount; and that Associated Electric Company acquire \$3,602,000 principal amount of its own 4½% bonds, refunding series, due April 1, 1956, from Metropolitan Edison Company, for a cash consideration of \$1,548,860, plus accrued interest, the consideration also being determined upon the basis of 43% of principal amount (Holding Company Act Release/No. 3856); and

Staten Island Edison Corporation proposes that it advance the sum of \$1,050,000 to Richmond Light and Railroad Company, a subsidiary of Staten Island Edison Corporation, to enable such company to have sufficient cash available to redeem the entire outstanding issue of \$1,000,000 principal amount of its First and Collateral Trust 4% 50-year Gold Bonds, due July 1, 1952, which are now a lien on a substantial portion of the

properties owned by Staten Island Edison Corporation. The redemption of the bonds is to be made at the call price of 105.

The Commission having on October 20, 1942, issued its Amended Notice Regarding Filing Subject to Rule U-23 (Holding Company Act Release No. 3861), in which the date upon which any person interested in the applications-declarations might request the Commission in writing that a hearing be held on such matters, stating the reasons for such request and the nature of his interest, or might request that he be notified if the Commission should order a hearing thereon, was accelerated to October 30, 1942; and

The Public Service Commission of the State of New York having requested that the time in which interested parties might ask that a hearing be held be postponed to November 9, 1942; and

The Commission, deeming it advisable that said date be postponed to November 9, 1942;

It is hereby ordered, That the Notice Regarding Filing Subject to Rule U-23, issued October 16, 1942 (Holding Company Act Release No. 3856), as amended by the Amended Notice Regarding Filing Subject to Rule U-23, issued October 20, 1942 (Holding Company Act Release No. 3861), be and is hereby amended so that any person interested in the applications-declarations may, not later than November 9, 1942, at 5:30 p. m., E. W. T., request the Commission in writing that a hearing be held on such matters, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At such time, or thereafter, such declarations or applications, as filed or as amended, may become effective or may be granted.

By the Commission.

[SEAL]

ORVAL L. DuBOIS,
Secretary.

[F. R. Doc. 42-11015; Filed, October 29, 1942;
11:04 a. m.]

WAR PRODUCTION BOARD.

[P-19-a, Serial No. 244-A]

NEW YORK CITY TUNNEL AUTHORITY, 200 MADISON AVE., NEW YORK, N. Y.

ORDER STOPPING CONSTRUCTION

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of metals, lumber and other materials used in construction, for defense, for private account and for export, and of construction machinery and other facilities used in construction; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense; *It is therefore ordered:*

1. *Revocation of rating confirmed.* Preference Rating Order P-19-a, Serial No. 244-A, issued and assigned under date of October 16, 1941 to deliveries to the above-named builder and to deliveries to his Suppliers of materials to

be used in the construction of the project described in said serially numbered order (hereinafter referred to as "the project"), was revoked by a telegram to the builder from Donald M. Nelson, Director of Priorities, dated December 10, 1941. Such revocation is hereby confirmed in all respects.

2. *Prohibition of construction.* The builder shall neither perform nor permit the performance of any further construction or installation on the project, nor use any materials whatsoever for that purpose, except that until November 15, 1942, and thereafter if expressly permitted by the Director General for Operations, construction may be continued solely for purposes of safety or health or to avoid undue damage to or deterioration of materials.

3. *Prohibition of deliveries of material.* Effective immediately the builder, and effective November 3, 1942 all suppliers, shall cease delivering or accepting delivery of any materials to be used in connection with the construction of or any installation on the project. This paragraph shall not, however, prohibit the delivery to their immediate destination of any materials which are now in transit, or the acceptance of any such delivery.

4. *Notice to suppliers.* The builder shall promptly advise its suppliers of the terms of this order, and each supplier shall in turn notify his suppliers.

5. *Application for exception.* The builder or any supplier who considers that compliance with this order would work an exceptional and unreasonable hardship upon him may apply to the Di-

rector General for Operations for an exception, setting forth the pertinent facts and the reasons why he considers he is entitled to the relief requested. The Director General for Operations may thereupon take such action as he deems appropriate.

6. *Communications.* All communications concerning this revocation, including applications for exception under paragraph 5, shall be addressed to the War Production Board, Facility Review Committee, Washington, D. C.

Issued this 29th day of October 1942.

ERNEST KANZLER,

Director General for Operations.

[F. R. Doc. 42-11010; Filed, October 23, 1942; 10:45 a. m.]

